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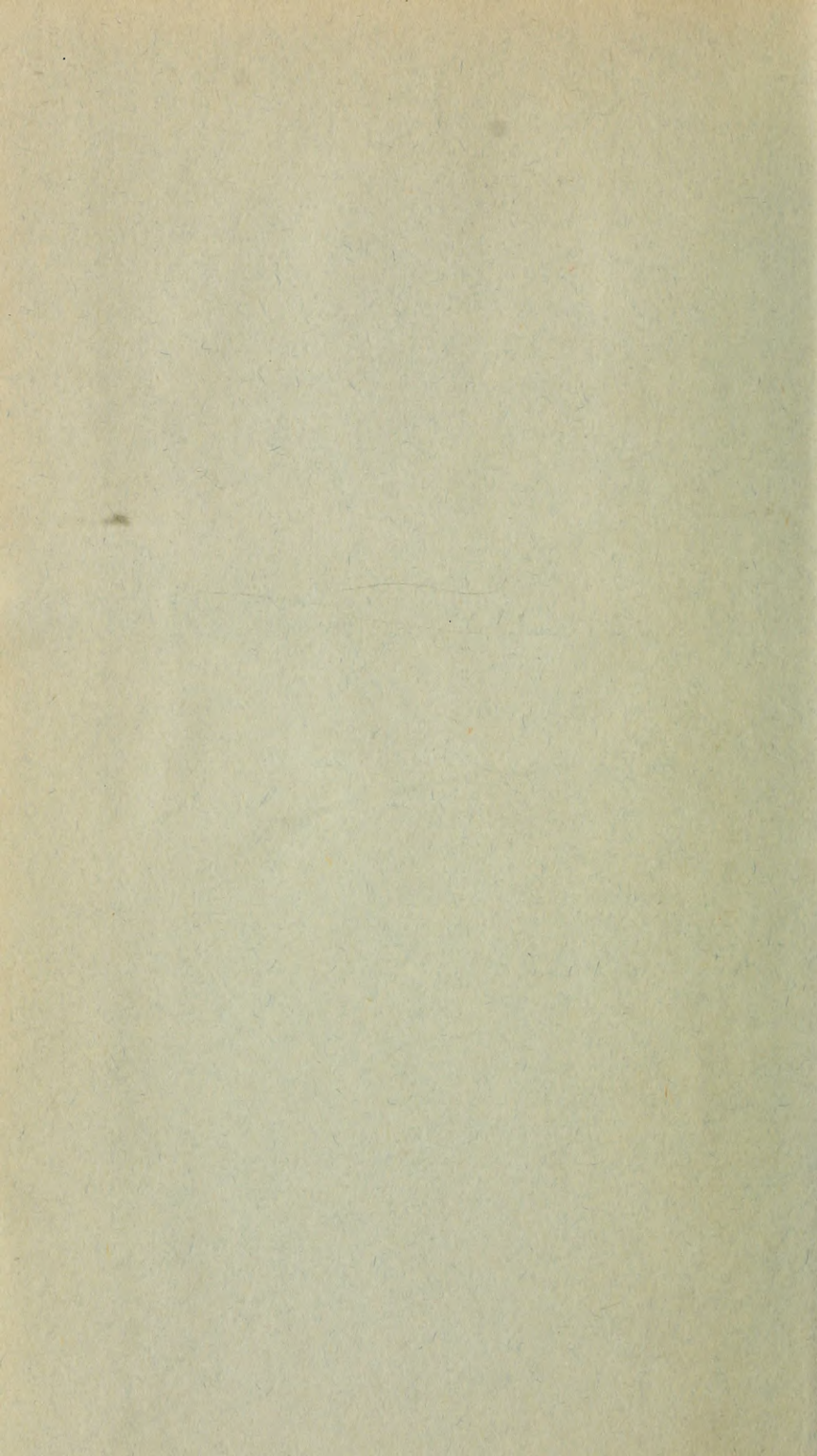
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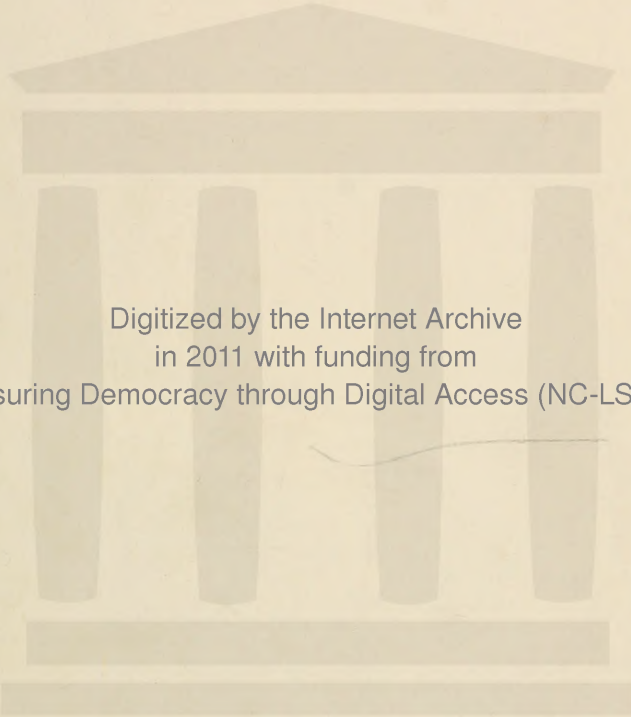


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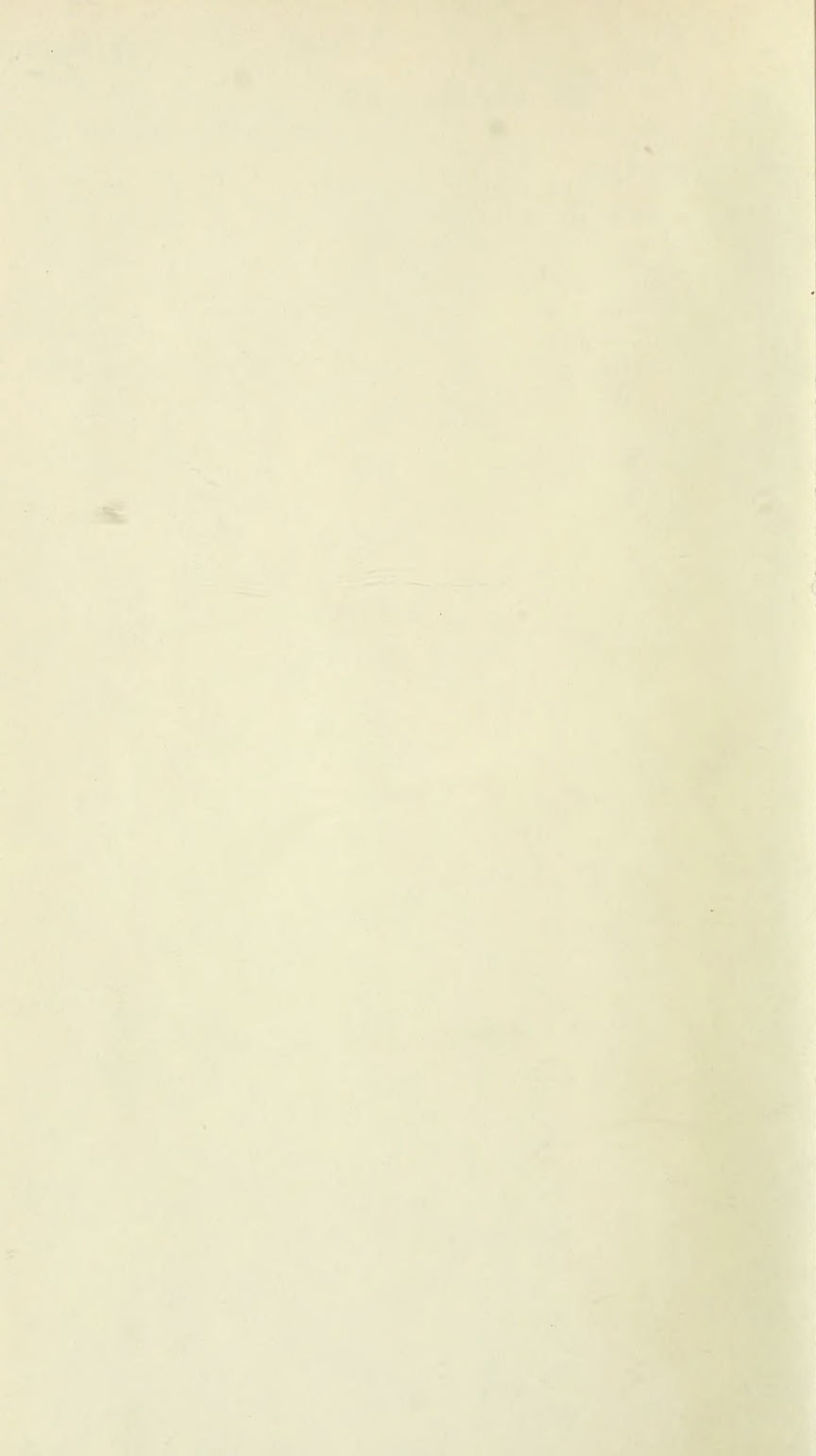
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JOURNAL

SENATE

GENERAL ASSEMBLY

STATE OF NORTH CAROLINA

SESSION OF 1860-7

RALPH

W. & LITTLEFIELD, STATE PRINTERS & BINDERS

1861

JOURNAL
OF THE
SENATE
OF THE
GENERAL ASSEMBLY
OF THE
STATE OF NORTH CAROLINA,
AT ITS
SESSION OF 1869-'70.

RALEIGH:

M. S. LITTLEFIELD, STATE PRINTER & BINDER.

1869.

SENATE JOURNAL,

ANNUAL SESSION 1869 '70.

MONDAY, NOVEMBER 15th, 1869.

In pursuance of Article second, section second, of the Constitution of the State, the General Assembly of North Carolina convened at the Capitol in the City of Raleigh, on this the 15th day of day of November, in the year of our Lord one thousand eight hundred and sixty-nine.

The Senate met at 12 o'clock.

The President in the Chair.

The roll was called, the following Senators answered to their names :

Messrs. Beeman, Brogden, Burns, Blythe, Etheridge, Forkner, Galloway, Hyman, Jones of Columbus, Lindsay, Murphy, Respass, Robbins, Shoffner, Stephens, Sweet, Welker and Wilson—18.

There being no quorum, the Senate, on motion of Mr. Sweet, adjourned until to-morrow at 11 A. M.

TUESDAY, NOVEMBER 16th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

Prayer by the Rev. G. W. Welker.

The roll was called and the following Senators answered to their names:

Messrs. Beall, Beeman, Bellamy, Burns, Blythe, Davis, Etheridge, Eppes, Forkner, Galloway, Graham, Harrington, Hyman, Jones of Columbus, Lassiter, Lindsay, Long, Martin-dale, Melchor, Murphy, Respass, Robbins, Scott, Shoffner, Sweet, Welker and Wilson—28.

A quorum being present, the President arose and addressed the Senate as follows :

SENATORS :—The time appointed by the Constitution for the meeting of the General Assembly has arrived, and I am glad to see so many of you present at the beginning of the session.

I hope, gentlemen, that our past experience has better qualified each of us for the discharge of our respective duties, and that we have improved the occasion afforded us, to counsel with our constituents and learn their wishes ; that we will not be slow to undo whatever has been heretofore done amiss, and that we will be prompt to do, whatever in our judgment, will tend to benefit our people. We should let no false modesty, or fear of giving offence to personal friends, influence us to do what our consciences disapprove ; nor should we permit the assaults of those who revile, to deter us from doing that which we do approve. It is the duty of a patriot *to do right*, regardless of the blandishment of friends or the frown of foes. Let us then put far from us all party jealousies and petty bickerings, and unite as a band of brothers in one determined effort to elevate our State ; to guard her honor, and to preserve her credit both at home and abroad ; and may the finger of scorn and the mock of derision forever follow any unworthy son who shall do, or attempt aught, which can dishonor our name or throw a stigma upon the inheritance bequeathed us by our fathers. Let the doctrine of repudiation, either of public or private obligations, be forever scouted from this hall ; and may the plighted faith of our State and of all her people, be like the chastity of a pure woman, *above suspicion*.

Senators, since our first organization, this body has been sorely afflicted by the hand of Death. A Hall, a Rich and a Wynne, men whom their constituents delighted to honor, have passed away; and the green sod, bedewed by the tears of relatives and friends, marks their last resting place. Since our last parting, another noble spirit, a friend who had endeared himself to us by his genial disposition, by his manly bearing and by his frank and generous soul, has been removed from our midst. Yes, Senators, the good and the gifted Osborne has fallen a victim to Death's insatiate greed, and the places of earth which have heretofore known him, shall know him no more forever. A faithful public servant, a christian gentleman in whom was no guile, and an upright man, who had filled many places of responsibility and honor, adorning them all, has been stricken down in the midst of his usefulness; he leaves behind him a reputation of which his family and friends may well be proud, and a memory whose fragrance will pervade the State long after the ivy shall have matted over, and the roses, planted by the hand of affection, shall have bloomed and shed their blossoms upon his tomb. May we emulate his example and strive to be ready for the call of the "grim Monster," whenever the summons shall come.

Senators, we have great cause of gratitude to God for the generous manner in which the kindly earth has yielded her products to the thrifty husbandman, wherever man has performed his duty his labors have been rewarded, and his horn of plenty has been filled to overflowing; then let those of us who have been thus blest, remember that it is our duty to dispense, with a liberal hand, to the destitute and needy, and to relieve as far as we can, the sufferings of those who, from misfortune or affliction have been unable to provide for themselves.

And now, Senators, I again throw myself upon your indulgence, and ask your aid and co-operation while, as your presiding officer, I endeavor to discharge my duties with fidelity and impartiality.

Mr. Robbins presented the credentials of Mr. H. C. Jones, Senator elect from the 30th Senatorial District.

On motion of Mr. Galloway, the Senator was duly sworn by the President and took his seat.

On motion of Mr. Respass, a message was sent to the House of Representatives informing that body that the Senate was fully organized and ready for the dispatch of public business.

On motion of Mr. Lassiter, the use of the Senate Chamber for the afternoon was tendered to the Trustees of the University of North Carolina.

Mr. Respass moved that the Senate do now go into an election for Engrossing Clerk.

On motion of Mr. Galloway, the consideration of the motion was postponed until to-morrow.

The following message was received from the House of Representatives :

NOVEMBER 16th, 1869.

MR. PRESIDENT:—The House of Representatives is fully organized and ready for the transaction of business.

JOHN H. BONER,

Clerk of House.

On motion of Mr. Brogden, it was ordered that a Joint Committee of two on the part of the Senate, and three on the part of the House of Representatives be raised to inform the Governor of the organization of the two Houses of the General Assembly, and of its readiness to proceed to the transaction of public business.

The President appointed Messrs. Brogden and Graham as the Senate branch of that Committee.

Mr. Sweet gave notice of his intention to introduce a bill to provide for the payment of the interest on the bonds of the State, and to create a sinking fund for retiring the same.

Mr. Respass introduced a bill to amend an act entitled "An

act to provide a special tax for the County of Beaufort.

Read first time and referred to the Committee on Finance.

Mr. Galloway, a bill to repeal an act entitled "An act to establish special courts in the cities of Wilmington and Newbern," ratified August 11th, 1868.

Read first time and referred to the Judiciary Committee.

Mr. Respass, a resolution appointing a Committee of five to revise the rules of order of the Senate.

Adopted.

The President appointed as that Committee, Messrs. Sweet, Graham, Brogden, Jones, of Mecklenburg, and Galloway.

Mr. Burns introduced a resolution in relation to the removal of political disabilities.

Referred to the Committee on Reconstruction.

A message was received from the House of Representatives, informing the Senate of its concurrence in the Senate resolution appointing a Joint Committee of five to wait on the Governor and inform him of the organization of both Houses of the General Assembly, and announcing Messrs. Seymour, Gatling and Leary as the House branch of that Committee.

Mr. Beeman gave notice of his intention to introduce a bill to relieve maimed soldiers from paying tax.

On motion of Mr. Welker, it was ordered that the Senate Committees be reorganized by the President.

Mr. Brogden, on the part of the Joint Committee to wait on the Governor, reported that His Excellency the Governor, would communicate to the Senate by message at 11½ o'clock.

A message was received from the House of Representatives transmitting the annual message of His Excellency the Governor, and accompanying documents, with a proposition to print twenty copies of each for the use of each member.

The message was read at length.

Mr. Etheridge moved to print forty copies for the use of the members.

The motion did not prevail.

The House proposition to print twenty copies was concurred in.

On motion of Mr. Galloway, the Senate adjourned until to-morrow at 10 o'clock.

WEDNESDAY, NOVEMBER 17th, 1869.

The Senate met pursuant to adjournment.

The roll was called and the following Senators answered their names:

Messrs. Barnes, Beall, Beasley, Burns, Cook, Etheridge, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Mecklenburg, Lassiter, Legg, Long, Martindale, Melchor, Moore of Carteret, Respass, Robbins, Smith, Stephens, Sweet, Welker and Wilson—27.

The Journal of Tuesday was read and approved.

Mr. Graham introduced a bill to repeal certain acts passed at the session of 1868-'69.

Read first time and referred to the Judiciary Committee.

Mr. Moore, of Carteret, by permission, a bill to repeal an act concerning Fisheries, in Carteret County.

Read first time and placed on the Calendar.

Mr. Respass, a bill to repeal Sections 8, 9, 10 and 14 of an act ratified February 8th, 1869, entitled an act to establish a Turnpike Road from Marion to Asheville.

Read first time and referred to the Committee on Internal Improvements.

Mr. Graham, a resolution to appoint a Committee to investigate the sale of bonds to the Western North Carolina Railroad Company.

Laid over under the rule.

Mr. Robbins, a joint resolution in relation to *per diem* and mileage.

Laid over under the rule.

Mr. Beeman moved that when this Senate adjourn it adjourn to meet Friday, at 11 o'clock.

The motion prevailed.

Mr. Graham arose and announced the death of the Hon. J. W. Osborne, Senator from the 30th Senatorial District, and offered the following resolutions, which were unanimously adopted.

Resolved, That the Senate has received with deep sensibility the intelligence of the death of the Hon. James W. Osborne, late a Senator from the County of Mecklenburg, which took place at his residence in Charlotte since the adjournment of this body, in August last.

Resolved, That in token of their respect for the memory of the deceased, the members of the Senate will wear crape on the left arm, as mourning for thirty days.

Resolved, That these resolutions be communicated to the House of Representatives, and that as a further mark of respect, the Senate do now adjourn.

FRIDAY, NOVEMBER 19th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The following Senators appeared and took their seats:

Messrs. Love, Davis, Richardson, Winstead and Moore of Yancey.

The Journal of Wednesday was read and approved.

A message was received from the House of Representatives transmitting engrossed House resolution requesting the Public

Treasurer to report the amount of bonds issued to the various Rail Road Companies of the State.

The Senate concurred in the resolution.

Mr. Hyman gave notice of a bill to amend an act to levy a special tax in the County of Warren.

Mr. Blythe, of a bill to amend the charter of the Greenville and French Broad Rail Road Company.

Mr. Graham introduced a bill to secure the return to the Public Treasurer of bonds issued to the Chatham Rail Road Company which have been declared illegal by the Supreme Court.

Read first time and placed on the calender.

Mr. Respass, a bill to repeal an act authorizing the Secretary of State to furnish the County officers with blank books and other stationery.

Read first time and referred to the Committee on Propositions and Grievances.

Also a bill to amend an act to regulate proceedings in the partition and sale of real and personal property.

Read first time and referred to the Judiciary Committee.

Mr. Blythe, a bill defining the duties of County Commissioners in certain cases.

Read first time and referred to the Committee on Education.

Mr. Jones, of Wake, a bill to repeal section 9 of "An act suspending the Code of Civil Procedure in certain cases," ratified March 22d, 1869.

Read first time and referred to the Judiciary Committee.

Leaves of absence were granted as follows:

To Mr. Welker for ten days from Monday next.

Mr. Eaves until Monday next.

Mr. Sweet until Tuesday next.

Mr. Legg until Tuesday next.

Mr. Blythe introduced a resolution concerning pensions for soldiers of the war of 1812.

Referred to the Committee on Military Affairs.

Senate bill to repeal an act entitled an act to repeal an act concerning Fisheries in Carteret County, passed second reading.

On motion of Mr. Moore, of Carteret, the rules were suspended and the bill passed its third reading.

Senate resolution appointing a Committee to investigate the sale of bonds issued to the Western North Carolina Rail Road Company, was taken up.

Mr. Welker moved to amend by striking out the words "Western North Carolina Rail Road Company," and inserting "all the Rail Roads of the State."

Mr. Welker withdrew his amendment.

Mr. Sweet moved to postpone the consideration of the resolution until Tuesday next, and make it a special order for that day.

Mr. Graham moved the previous question, and on that motion called for the yeas and nays.

The motion for the previous question did not prevail.

YEAS—Messrs. Barnes, Beeman, Brogden, Graham, Jones of Mecklenburg, Lindsay, Long, Mason, Melchor, Robbins, Shoffner and Wilson.—12.

NAYS—Messrs. Beall, Beasley, Bellamy, Burns, Blythe, Cook, Davis, Etheridge, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Love, Martindale, Moore of Carteret, Richardson, Respass, Smith, Stephens, Sweet, White and Winstead.—27.

The motion to postpone prevailed.

By permission, Mr. Respass introduced a bill to further protect the interest of the State in certain Rail Roads and to require accountability on the part of their officers.

Read first time and made a special order for Tuesday next, and ordered printed together with resolution in relation to the Western North Carolina Rail Road Company.

Mr. Jones, of Wake, introduced a resolution in favor of Charles Manly.

Read first time and referred to the Committee on Propositions and Grievances.

Joint Resolution in relation to per diem and mileage.

Passed first reading and was placed on the calendar.

A message was received from the House of Representatives transmitting engrossed House bill to authorize the State Treasurer to pay *per diem* and mileage.

Read first time and placed on the calendar.

Mr. Sweet introduced a resolution requesting the opinion of the Chief and Associate Judges of the Supreme Court in relation to the term of office of the present General Assembly.

Mr. Wilson offered a substitute for the same, declaring the first Thursday of August, 1870 as the expiration of the term of office of this General Assembly.

After some discussion on the substitute,

Mr. Hayes moved to adjourn until to-morrow at 11 o'clock.

On the motion to adjourn, the yeas and nays were granted.

The motion did not prevail.

YEAS—Messrs. Beasley, Bellamy, Burns, Blythe, Davis, Eppes, Hayes, Harrington, Jones, of Columbus, Lassiter, Martindale, Shoffner, Smith, Stephens, Welker and White.—17.

NAYS—Messrs. Barnes, Beall, Beeman, Brogden, Cook, Etheridge, Forkner, Graham, Hyman, Jones of Mecklenburg, Jones of Wake, Lindsay, Long, Love, Mason, Melchor, Moore of Yancey, Richardson, Robbins, Winstead and Wilson—21.

Mr. Bellamy moved the previous question on the adoption the substitute.

The motion was sustained.

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Etheridge, Forkner, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Yancey, Richardson, Respass, Robbins, Smith, Stephens, Sweet, Welker, White, Winstead and Wilson—36.

NAYS—Messrs. Beall, Eppes and Shoffner—3.

When the substitute was rejected.

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Cook, Graham, Jones of Mecklenburg, Lindsay, Long, Love, Mason, Melchor, Richardson, Respass, Robbins, Shoffner, Winstead and Wilson—18.

NAYS—Messrs. Beeman, Bellamy, Burns, Blythe, Davis, Etheridge, Eppes, Forkner, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Martindale, Moore of Yancey, Smith, Stephens, Sweet, Welker and White—20.

The resolution was then adopted by the following vote :

YEAS—Messrs. Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Davis, Etheridge, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Lindsay, Long, Mason, Martindale, Moore of Yancey, Respass, Shoffner, Smith, Stephens, Sweet, Welker, White and Winstead—29.

NAYS—Messrs. Barnes, Beall, Cook, Graham, Jones of Mecklenburg, Love, Melchor, Richardson, Robbins and Wilson—10.

On motion of Mr. Davis the Senate adjourned until to-morrow at 10 o'clock.

SATURDAY, NOVEMBER 20th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Friday was read and approved.

The following notices of bills were given :

By Mr. Davis, of a bill to levy a special tax for the County of Montgomery.

By Mr. Welker, of a bill to authorise the several courts comprising the several judicial districts to erect work-houses.

Also, of a bill requiring the Commissioners of the several Counties to report the statistics of the jails and poor houses of their Counties to the Board of Public Charities.

Mr. Shoffner, of a bill in reference to the duties of the Judges of the Superior Courts of this State.

By permission, Mr. Welker introduced a bill to amend several Railroad Charters.

Read first time, and referred to the Committee on Internal Improvements.

Mr. Robbins, a bill to provide for calling a Convention of the people of North Carolina.

Read first time.

Mr. White moved to postpone the consideration of the bill indefinitely.

The motion did not prevail, by the following vote :

YEAS—Messrs. Beeman, Burns, Blythe, Davis, Etheridge, Hyman, Jones, of Wake, Lassiter, Martindale, Moore, of Yancey, Smith, Stevens, Welker and White—14.

NAYS—Messrs. Barnes, Beall, Bellamy, Brogden, Cook, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Jones, of Columbus, Jones, of Mecklenburg, Lindsay, Long, Love, Mason, Melchor, Murphy, Richardson, Robbins, Shoffner, Winstead and Wilson—24.

Mr. Robbins moved to refer to a special Committee of five.

The motion to refer prevailed.

The President announced the following as that special Committee, viz :

Messrs. Robbins, Welker, Murphy, Jones, of Wake, and Lassiter.

A motion, by Mr. Robbins, to print the bill, was not agreed to.

Mr. Beasley gave notice of a bill allowing the Commissioners of Bertie County to levy a special tax.

By permission, Mr. Burns introduced a bill to require Judges of the Superior Court to open Court on Monday of each term.

Read first time, and referred to the Judiciary Committee.

A message was received from his Excellency the Governor, transmitting a report from the State Auditor, which was read.

Also, a communication from his Excellency the Governor, transmitting a communication from the Superintendent of Public Instruction.

Read, and referred to the Committee on Education.

Mr. Love gave notice of a bill for the relief of the securities of J. W. Piercy, of Cherokee County.

Mr. Blythe introduced a bill to re-enact an act entitled "An act to incorporate the Greenville and French Broad Rail Road Company," ratified February 13th, 1855, and all acts amendatory thereof.

Read first time, and referred to the Committee on Internal Improvements.

Mr. Forkner gave notice of a bill to allow the Commissioners of the several Counties to levy a special tax.

Mr. White, a bill to allow the Commissioners of Perquimans County to fund the outstanding debt of said County.

Mr. Robbins introduced a bill in relation to the payment of officers' fees.

Read first time, and referred to the Judiciary Committee.

Leave of absence was granted the President for five days.

Mr. Moore, of Carteret, until Tuesday next.

Mr. Beall moved that the Doorkeeper be instructed to arrange the desks of Senators as they were arranged at the last session.

The motion did not prevail.

Mr. Welker offered a resolution in relation to investigating the condition of certain Rail Roads.

The rules were suspended, when the resolution was ordered printed, and made a Special Order for Tuesday next.

Mr. Murphy introduced a resolution in relation to the Insane Asylum.

Adopted.

Mr. Jones, of Wake, introduced a bill to incorporate a bank in the City of Raleigh.

Read first time, and referred to the Committee on Corporations.

Mr. Robbins gave notice of a bill to repeal an act of last session in regard to the registration of deeds and conveyances.

On motion of Mr. Davis, the Senate adjourned until 10 o'clock Monday.

MONDAY, NOVEMBER 22d, 1869.

The Senate met pursuant to adjournment.

The President *pro tem.*, in the Chair.

The Journal of Saturday was read and approved.

Mr. Galloway presented a petition from the citizens of Wilmington.

Referred to the Judiciary Committee.

The following notices of bills were given :

By Mr. Beasley, of a bill authorizing Township Trustees to take the private examination of married women.

By Mr. Brogden, of a bill to repeal section 560, title 21, of the Code of Civil Procedure.

By Mr. Love, of a bill for the redemption of real estate.

By permission, Mr. Beeman introduced a bill to compel persons to work on public roads.

Read first time and referred to the Judiciary Committee.

Mr. Shoffner introduced a bill in regard to the duties of the Judges of the Superior Courts.

Read first time and referred to the Judiciary Committee.

Mr. Shoffner gave notice of a bill in relation to the Code Commission.

Mr. Forkner, of a bill to provide for the keeping up of public roads by taxation.

Mr. Cook, of a bill to relieve from excessive taxation Insurance Companies organized outside the limits of the State.

Mr. Brogden, of a bill to repeal section 11 of an act to lay off the Homestead and Personal Property Exemption, ratified April 7th, 1869.

Mr. Respass, of a bill requiring the Magistrates and Clerks of Townships to give bonds.

Senate resolution reducing *per diem* and mileage of the officers and members of the General Assembly, was read second time.

Mr. Cook moved to strike out \$4 and insert \$1 50.

On motion of Mr. Stephens, the question was divided, when Mr. Galloway moved to lay the whole matter on the table. The motion did not prevail.

YEAS—Messrs. Colgrove, Cook, Davis, Etheridge, Eppes, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Martindale, Moore of Yancey, Richardson, Respass, Smith and Stephens—18.

NAYS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Blythe, Forkner, Graham, Jones of Mecklenburg, Lindsay, Long, Love, Mason, Melchor, Murphy, Robbins, Shoffner, Sweet, White and Wilson—21.

The question was divided.

The motion to strike out prevailed.

YEAS—Messrs. Beeman, Bellamy, Burns, Colgrove, Cook, Davis, Etheridge, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Long, Love, Martindale, Moore of Yancey, Richardson, Respass, Shoffner, Smith, Stephens, Sweet and White—27.

NAYS—Messrs. Barnes, Beall, Beasley, Brogden, Blythe, Graham, Jones of Mecklenburg, Lindsay, Mason, Melchor, Murphy, Robbins and Wilson—13.

Mr. Bellamy moved to insert fifty cents.

Mr. Lindsay moved to insert \$5 00.

Mr. Galloway moved to postpone indefinitely.

The motion of Mr. Galloway prevailed.

YEAS—Messrs. Beasley, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Etheridge, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Moore of Yancey, Respass, Smith, Stephens, Sweet and White—22.

NAYS—Messrs. Barnes, Beall, Beeman, Brogden, Graham, Jones of Mecklenburg, Lindsay, Long, Love, Mason, Martindale, Melchor, Murphy, Richardson, Robbins, Shoffner and Wilson—17.

Engrossed House bill to authorize the State Treasurer to pay *per diem* and mileage, was read second time.

Mr. Galloway offered a substitute for the same.

The substitute was adopted.

When the bill passed second reading by the following vote:

YEAS—Messrs. Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Martindale, Moore of Yancey, Smith, Stephens, Sweet and White—21.

NAYS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Etheridge, Graham, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Mason, Melchor, Murphy, Richardson, Respass, Robbins, Shoffner and Wilson—20.

Senate bill to secure the return to the Public Treasurer of bonds issued to the Chatham Rail Road Company which have been declared illegal by the Supreme Court, was read second time.

Mr. Hayes moved to refer to the Committee on Internal Improvements.

The motion prevailed.

A message was received from the House of Representatives transmitting—

Engrossed House bill to amend section 485, title 19, chapter 12, of the Code of Civil Procedure.

Read first time and referred to the Judiciary Committee.

Also, Engrossed House Resolution requesting the Secretary of State to report the amount of Stationery paid for under existing laws since the new Constitution went into effect.

Adopted.

On motion of Mr. Davis, the office of Engrossing Clerk for the Senate was declared vacant.

Mr. Robbins nominated Mr. H. A. Helper to fill the vacancy.

Mr. Lassiter nominated Mr. Thos. J. Johnston, of Granville County.

The following votes were cast :

FOR MR. T. J. JOHNSTON—Messrs. Beasley, Beeman, Belamy, Brogden, Burns, Blythe, Cook, Davis, Etheridge, Eppes, Galloway, Hayes, Harrington, Jones of Columbus, Jones of Wake, Lassiter, Lindsay, Martindale, Moore of Yancey, Murphy, Richardson, Respass, Shoffner, Smith, Stephens, Sweet and White—27.

FOR H. A. HELPER—Messrs. Barnes, Beall, Graham, Jones of Mecklenburg, Love, Mason, Melchor and Robbins—9.

Mr. Johnston was declared elected.

A message was received from the House of Representatives transmitting the following resolutions in respect to the memory of the late Jonathan Worth :

Resolved by the General Assembly of North Carolina, That in the life of Jonathan Worth we recognize a long, pure and distinguished public career, in his death we mourn the loss of a faithful public servant and an honest man.

Resolved, That in commemoration of our esteem for the character of the distinguished dead, the members of the General Assembly wear the customary badge of mourning for thirty days.

Resolved, That in further token of respect to the memory of the deceased, this General Assembly do adjourn at 1 o'clock P. M., this day.

The resolutions were unanimously adopted.

On motion of Mr. Galloway, the Senate adjourned until tomorrow at 11 o'clock.

NOTE.—Upon a re-count of the vote taken on the substitute adopted for engrossed House bill to authorize the State Treas-

urer to pay *per diem* and mileage, on second reading, I found the vote to stand, yeas 20, nays 20, instead of yeas 21, nays 20, as reported.

T. A. BYRNES,
Secretary of Senate.

TUESDAY, NOVEMBER 23d, 1869.

The Senate met pursuant to adjournment.

The President *pro tem.* in the Chair.

The Journal of Monday was read.

The President *pro tem.* voted aye on second reading of engrossed House Bill authorizing the Public Treasurer to pay *per diem* and mileage, thus securing the passage of the bill second reading.

Mr. Graham, for the Judiciary Committee, reported favorably on engrossed House Bill to amend section 485, title 19, chapter 12, of the Code of Civil Procedure.

The following notices of bills were given:

By Mr. Hyman, of a bill to amend an act incorporating the North Carolina Real Estate and Personal Agency, ratified February 26th, 1869.

Mr. Stephens, of a bill in regard to Jurors in Township Courts, or before Township Magistrates.

Mr. Forkner, of a bill authorizing Sheriffs to collect back taxes.

Mr. Burns, of a bill to prevent the sale of spirituous liquors within three miles of what is known as Clegg's Copper Mine, Chatham County.

Mr. Stephens, of a bill in regard to Justices of the Peace in those Townships where there has been an illegal election, and to define what is required to constitute a legal election.

Mr. Moore, of Carteret, of a bill to authorize the Board of Education to sell certain lands in Carteret County.

The following bills were introduced, which were read first time, and referred as stated :

By Mr. Robbins, a bill to repeal section 1 of an act to require the registration of deeds, ratified April 12th, 1869.

To the Judiciary Committee.

By Mr. Beasley, a bill to authorize Township Trustees to take the private examination of married women.

To the Judiciary Committee.

By Mr. Shoffner, a bill in reference to the salary of the Code Commissioners.

To the Committee on Finance.

By Mr. Respass, a bill requiring Clerk and Township Treasurer's to give bond.

To the Committee on Finance.

By Mr. White, a bill authorizing the Commissioners of Perquimans County to issue bonds.

To the Committee on Finance.

By Mr. Brogden, a bill to repeal section 11 of an act to lay off the homestead and personal property exemption, ratified April 7th, 1869.

To the Judiciary Committee.

Also, of a bill to repeal section 560, title 21, of the Code of Civil Procedure.

To the Committee on Judiciary.

By Mr. Jones, of Wake, a bill to provide for the funding of the State debt.

To the Committee on Finance, and ordered to be printed.

By Mr. Lassiter, with permission, a bill to incorporate the Granville Rail Road Company.

To the Committee on Internal Improvements.

By Mr. Etheridge, with permission, a bill to extend the powers of Coroner to Commissioners of Wrecks in special cases.

To the Committee on Propositions and Grievances.

Mr. William A. Cherry, Senator elect from the 8th Senatorial District, appeared, and presented his credentials; whereupon he was duly sworn by the President, and took his seat.

On motion of Mr. Hayes, Mr. Jones, of Mecklenburg, was placed on the Committee of Internal Improvements.

The Special Order being the consideration of Senate resolution in relation to appointing a Committee to investigate the sale of bonds issued to the Western North Carolina Rail Road Company, the same was taken up, when Mr. Moore, of Carteret, offered a substitute for the same, appointing Committees to investigate the affairs of the several Rail Roads in which the State has an interest.

Mr. Jones, of Wake, moved that all the bills and resolutions on this subject be referred to a joint Committee consisting of two on the part of the Senate and three on the part of the House of Representatives.

Mr. Respass moved to amend the motion, by referring the bills and resolutions under consideration to the Committee on Finance, and that they be requested to report Thursday next.

The amendment was accepted.

Mr. Graham moved the previous question.

The motion did not prevail.

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Burns, Cherry, Graham, Jones of Mecklenburg, Lindsay, Love, Mason, Melchor, Moore, of Yancey, Murphy, Robbins, Scott, White and Wilson—18.

NAYS—Messrs. Beasley, Bellamy, Blythe, Colgrove, Cook, Davis, Etheridge, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Martindale, Moore, of Carteret, Respass, Shoffner, Smith and Stephens—22.

The motion to refer to the Committee on Finance did not prevail.

Mr. Galloway moved to lay on the table the substitute offered by Mr. Moore, of Carteret, together with the bill for which it was a substitute, prevailed by the following vote:

YEAS—Messrs. Beasley, Bellamy, Burns, Blythe, Colgrove, Cook, Cherry, Etheridge, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Martindale, Moore of Carteret, Moore of Yancey, Respass, Shoffner, Smith and Stephens—19.

NAYS—Messrs. Barnes, Beall, Beeman, Brogden, Davis, Eppes, Forkner, Graham, Jones of Mecklenburg, Lindsay, Long, Love, Mason, Melchor, Murphy, Robbins, Scott, White and Wilson—19.

Senate Bill to further protect the interest of the State in certain Rail Roads, and to require accountability on the part of their officers, being a Special Order of this day, was read second time.

Mr. Love moved to amend section 3, line 2, by striking out "one" and inserting the word "two."

The amendment was adopted.

As amended, the bill passed second reading.

Mr. Robbins moved to adjourn.

The motion did not prevail by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Burns, Graham, Jones of Mecklenburg, Jones of Wake, Lindsay, Love, Melchor, Murphy, Respass, Robbins, Smith and White—15.

NAYS—Messrs. Bellamy, Brogden, Blythe, Cook, Cherry, Davis, Etheridge, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Long, Martindale, Moore of Carteret, Shoffner, Stephens and Wilson—21.

Mr. Lassiter moved a suspension of the rules, to introduce a bill.

The motion prevailed by the following vote :

YEAS—Messrs. Beasley, Bellamy, Brogden, Burns, Blythe, Cook, Cherry, Davis, Etheridge, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Long, Love, Martindale, Melchor, Moore of Carteret, Respass, Scott, Shoffner, Smith, Stephens, Sweet and Wilson—30.

NAYS—Messrs. Barnes, Beall, Graham, Jones of Mecklenburg, Murphy and Robbins—6.

When Mr. Lassiter introduced a bill to investigate the affairs of certain Rail Road Companies, which passed first reading, was ordered printed, and made a Special Order for to-morrow, at 12 o'clock.

Mr. Martindale introduced a resolution in relation to certain Rail Road reports.

Adopted.

On motion of Mr. Etheridge, the Senate adjourned until to-morrow, at 10 o'clock.

WEDNESDAY, NOVEMBER 24th, 1869.

The Senate met pursuant to adjournment.

The President *pro tem.* in the Chair.

The Journal of Tuesday was read and approved.

Leave of absence was granted Mr. Richardson for two days.

The President *pro tem.* appointed the following Committee in accordance with resolution offered by Mr. Martindale, and adopted, viz: Messrs. Martindale, Shoffner and Jones of Mecklenburg.

Mr. Cook, on the part of the Committee on the Judiciary, reported Senate bill concerning Special Court of the city of Wilmington, with a substitute for the same.

The following notices of bills were given:

By Mr. Stephens, of a bill to charter a Rail Road from Yanceyville, in Caswell County, to some point on the Virginia line at or near Danville, to be known as the Yanceyville and Danville Rail Road Company;

By Mr. Brogden, of a bill to protect the Sheriffs of certain Counties ;

By Mr. Beall, of a bill concerning the Probate and Registration of Deeds, and other instruments.

Also, a bill concerning unsold town lots, and other public property ;

Mr. Shoffner, of a bill to raise a sinking fund to purchase North Carolina bonds.

The following bills were introduced by permission, no notices having been given, which were read first time and referred as stated :

By Mr. Long, a bill to prevent the sale of spirituous liquors within three miles of Silver Hill, Davidson County.

To the Committee on Propositions and Grievances.

By Mr. Jones of Wake, a bill for the relief of E. H. Ray, late Sheriff.

To the Committee on Finance.

By Mr. Respass, A bill to repeal an act in relation to Superior Court Judges.

To the Judiciary Committee.

By Mr. Hyman, a bill to amend an act to raise revenue, ratified April 1st, 1869.

To the Committee on Finance.

Mr. Love, by permission, introduced a resolution requesting the Secretary of State to furnish the Senate Library with six copies of the Code of Civil Procedure.

Adopted.

Engrossed House bill, to authorize the State Treasurer to pay per diem and mileage.

Passed third reading by the following vote :

YEAS—Messrs. Bellamy, Burns, Blythe, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Martindale, Moore of Carteret, Moore of Yancey and Stephens.—17.

NAYS—Messrs. Beall, Brogden, Graham, Jones of Mecklen-

burg, Lindsay, Long, Love, Mason, Melchor, Murphy, Scott, White, Winstead and Wilson.—14.

Mr. Robbins was allowed to record his name in the negative on the vote just taken.

Senate bill, to further protect the interest of the State in certain Rail Roads, and to require accountability on the part of their officers.

Passed third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Brogden, Blythe, Cook, Cherry, Forkner, Graham, Hayes, Hyman, Jones of Columbus, Jones of Mecklenburg, Lindsay, Long, Love, Mason, Martin-dale, Melchor, Moore of Carteret, Murphy, Respass, Robbins, Scott, Shoffner, Stephens, White and Wilson.—27.

NAYS—Messrs. Bellamy, Burns, Davis, Eppes, Galloway, Harrington and Moore of Yancey.—7.

Mr. Blythe introduced a resolution raising a Joint Committee to inquire into the present burden of taxation.

Mr. Hyman, a resolution asking our Representatives in Congress to secure a loan of one million of dollars to purchase lands, &c.

Engrossed House bill to amend section 485, title 19, chapter 12, of the Code of Civil Procedure.

Passed second reading.

Mr. Sweet, on the part of the Committee to revise the Senate rules, reported as follows:

SENATE RULES OF ORDER.

Your Committee of five, appointed to prepare and report to the Senate a Code of Rules for the government of its proceedings, would respectfully report as follows:

ORDER OF BUSINESS.

1. The President having taken the Chair at the hour to which the Senate shall have adjourned, and a quorum being

present, the Journal of the preceding day shall be read, to the end that any mistakes therein may be corrected.

2. After the reading and approval of the Journal, the order of business shall be as follows:

1. The presentation of petitions.
2. Reports of standing committees.
3. Reports of select committees.
4. Messages from the Governor.
5. Communications and reports from State officers.
6. Messages from the House of Representatives.
7. Notices of bills.
8. Introduction of bills.
9. Motions and resolutions.
10. Unfinished business of preceding day.
11. Special Orders.
12. General Orders; but messages from the Governor and House of Representatives, and communications and reports from State officers, and reports from the committee on engrossed bills, may be received under any order of business.

POWERS AND DUTIES OF THE PRESIDENT.

3. The President shall appoint all committees, unless otherwise ordered by the Senate.

4. He shall have the right to name any member to perform the duties of the Chair, who is hereby vested, during such time, with all the powers of the President; but such substitute shall not lose the right of voting on any question while so presiding, nor shall his power as such substitute continue for a longer period than two days, without leave of the Senate.

5. He shall assign to Doorkeepers their respective duties and stations.

6. He shall certify the passage of bills by the Senate, with the date thereof, together with the fact whether passed as majority, three-fifths or two-thirds bills, as required by the Constitution or laws of this State.

OF THE CLERK.

7. The President and Clerk of the Senate shall see that all bills shall be acted upon by the Senate in the order in which which they are reported and stand upon the Calendar, unless otherwise ordered by two-thirds of the Senators present. The Calendar shall also in like manner and form include the number and title of bills and joint resolutions which have passed the House of Representatives and been received by the Senate for concurrence.

8. It shall be the duty of the Clerk to have the documents and bills properly placed upon the files of the President and Senators, in the order of their numbers, and it shall be his duty to see that the mails are punctually delivered.

9. He shall transmit such bills as shall have originated in the Senate and been passed by both Houses, to the Secretary of State, and enter the same on the Journal.

OF THE RIGHTS AND DUTIES OF SENATORS.

10. Every Senator presenting a paper shall endorse the same ; if a petition, memorial, or report to the General Assembly, with a brief statement of its subject or contents, adding his name ; if a notice or resolution with his name ; if a report of a Committee, a statement of such report, with the name of the Committee and member making the same ; if a bill, a statement of its title, with his name, and the fact whether presented on notice, or if by unanimous consent, with a statement of its contents.

11. No member shall speak to another, or otherwise interrupt the business of the Senate, or read any newspaper, while the Journals or public papers are being read ; when the President is putting a question, or a division by counting shall be had, no Senator shall walk out of, or across the house, nor when a Senator is speaking, pass between him and the President.

12. Every Senator wishing to speak or debate, or to present a petition or other paper, to give notice, make a motion or report, shall rise from his seat and address the President, and shall not proceed further until recognized by him. No Senator shall speak more than twice the same day on the same subject, without leave of the Senate; and when two or more Senators rise at once, the President shall name the Senator who is first to speak.

13. Every Senator who shall be within the bar of the Senate when a question is stated by the Chair, shall vote thereon, unless he shall be excused by the Senate, or unless he be directly interested in the question; and the bar of the Senate shall include so much of the body of the Senate Chamber as is within the columns.

14. Any Senator requesting to be excused from voting may make, either immediately before or after the vote shall have been called, and before the result shall have been announced, a brief statement of the reasons for making such request, and the question shall then be taken without debate.

15. When a motion to adjourn, or for a recess, shall be affirmatively determined, no member or officer shall leave his place till the adjournment or recess shall be declared by the President.

16. Standing Committees, consisting, unless otherwise ordered, of seven members, shall be appointed by the President, on the following subjects:

1. Propositions and Grievances.
2. On Privileges and Elections.
3. On Claims.
4. On Judiciary.
5. On Internal Improvements.
6. On Education.
7. On Military Affairs.
8. On Agriculture, Mechanics and Mining.
9. On Banks and Currency.
10. On Corporations.

11. On Finance.

A Standing Committee on Engrossed Bills, to consist of three Senators, shall be appointed by the President.

17. The Committee on Engrossed Bills shall examine all bills, amendments and resolutions, before they go out of the possession of the Senate, and make report when they find them correctly engrossed, before they are read the third time; they shall also compare such amendments as may be in the Senate to bills originating in the House of Representatives, and that are concurred in by the House of Representatives, after they shall have been re-engrossed in the House of Representatives, for the purpose of seeing if they are correctly engrossed.

18. Every report of a Committee upon a bill or resolution which shall not be considered at the time of making the same, or laid on the table by a vote of the Senate, shall stand upon the General Orders with the bill or resolution.

OF GENERAL ORDERS AND SPECIAL ORDERS.

19. The matters not referred to any Committee, shall be placed on the list of General Orders, and the business of the General Orders shall be taken up as follows, viz: The Clerk shall announce the title of each bill, with the printed number, or other matter as it shall be reached in its order, when it may be taken up on the motion of any Senator, without the putting of any question therefor; but if not so moved, it shall lose its preference for the day.

20. Any bill or other matter may be made a Special Order for a particular day or hour by a vote of two-thirds of the Senators voting, and if it shall not be completed on that day, it shall retain its place in the General Orders, unless it shall be made a Special Order for another day; and when a Special Order is under consideration, it shall take precedence of any Special Order for a subsequent hour of the same day; but such subsequent Special Order may be taken up immediately after the previous Special Order has been disposed of.

OF BILLS.

21. Every bill shall be introduced by motion for leave or on the report of a Committee, or by message from the House of Representatives, and one day's notice, at least, shall be given of an intended motion for leave to bring in a bill, unless the Senate unanimously order otherwise. Such notice shall state generally the subject matter of such bill.

22. When a bill shall be reported by a committee, and not otherwise disposed of, the question shall be, "Shall the report be received?" and when the report of such Committee shall be received, and the bill not otherwise disposed of, the bill shall be placed upon the calendar.

23. Every bill shall receive three readings, previous to its being passed, and the President shall give notice at each, whether it be the first, second or third. After the first reading, unless a motion be made by some Senator, it shall be the duty of the President to refer the subject matter to an appropriate Committee. No bill shall be amended until it shall have been twice read, and no bill shall be read a third time out of its regular order, nor on the same day on which it passed its second reading, unless on a vote of two-thirds of all the Senators present.

24. The question on the final passage of every bill shall be taken by yeas and nays, which shall be entered on the journal, and unless the bill receive the number of votes required by the Constitution to pass it, it shall be declared lost, except in cases provided for by the 25th rule.

25. If, on taking the final question on a bill, it shall appear that a constitutional quorum is not present, or if the bill require a vote of a certain proportion of all the Senators to pass it, and it appears that such number is not present, there shall be a call of the House, and if a quorum is ascertained to be present, the bill shall be again read and the final question taken thereon, as provided in the 24th rule.

26. When a question is before the Senate, no motions shall

be received, except as herein specified ; which motions shall have precedence in the order stated, viz :

1. For an adjournment or recess.
2. For the previous question.
3. To lay on the table.
4. To postpone indefinitely.
5. To postpone to a day certain.
6. To commit to a standing committee.
7. To commit to a select committee.
8. To amend.

The motion to adjourn and lay on the table shall be decided without debate, and the motion to adjourn shall always be in order when made by a Senator entitled to the floor.

27. The previous question shall be as follows : " Shall the main question be now put ? " and until it is decided, shall preclude all debate. If this question shall be decided in the affirmative, the " main question " shall be on the passage of the bill, resolution or other matter under consideration ; but when amendments are pending, the question shall be first taken upon such amendments in their order without further debate. If such question be decided in the negative, the main question shall be considered as remaining under debate.

28. All motions shall be reduced to writing, if desired by the President or any Senator, delivered in at the table, and read by the President or Clerk, before the same shall be debated ; but any such motion may be withdrawn at any time before decision or amendment.

29. If any question contain several distinct propositions, it shall be divided by the President, at the request of any Senator ; *Provided*, Each sub-division, if left to itself, shall form a substantive proposition.

30. The respective motions to postpone to a day certain, or commit, shall preclude debate on the main question.

31. When a blank is to be filled, and different sums or time shall be proposed, the question shall be first taken on the highest sum and the longest time.

32. When a question has been once put and decided, it shall be in order for any Senator who shall have voted in the majority, to move a reconsideration thereof; but no motion for the reconsideration of any vote shall be in order after the bill, resolution, message, report, amendment or motion, upon which the vote was taken, shall have gone out of the possession of the Senate. No bill or resolution shall be sent from the Senate on the day of its passage, except on the last day of the session or by unanimous consent. Nor shall any motion for reconsideration be in order unless made on the same day, or the next following legislative day on which the vote proposed to be reconsidered shall have taken place. Nor shall any question be reconsidered more than once.

33. All concurrent resolutions shall lie on the table at least one day.

34. All questions relating to the priority of business shall be decided without debate.

35. When the reading of a paper is called for, except petitions, and the same is objected to by any Senator, it shall be determined by a vote of the Senate, without debate.

36. No remark reflecting personally upon the action of any Senator shall be in order in debate, unless preceded by a motion or resolution of investigation or censure.

37. When a Senator shall be called to order, he shall take his seat until the President shall have determined whether he was in order or not; if decided to be out of order, he shall not proceed without the permission of the Senate, and every question of order shall be decided by the President, subject to an appeal to the Senate by any Senator, and if a Senator be called to order for words spoken, the exceptional words shall be immediately taken down in writing, that the President or Senate may be better enabled to judge of the matter.

MISCELLANEOUS.

38. No smoking shall be allowed within the Senate Chamber.

39. Senators and visitors shall uncover their heads upon entering the Senate Chamber while the Senate is in session, and shall continue uncovered during their continuance in the Chamber.

40. No Senator or officer of the Senate shall depart the service of the Senate without leave, or receive pay as a Senator or officer for the time he is so absent.

41. No person other than the Executive and Judicial officers of the State, members and officers of the Senate and House of Representatives, unless on invitation of the President, or by a vote of the Senate, shall be admitted within the bar.

42. No rule of the Senate shall be altered, suspended or rescinded without a vote of a majority of all the Senators elected; and no motion to suspend shall embrace more than one rule or relate to any other subject than the one specified in said motion.

43. In case a less number than a quorum of the Senate shall convene, they are hereby authorized to send the Doorkeeper, or any other person, for any or all absent Senators, as the majority of Senators present shall determine.

W. H. S. SWEET, Chm'n.

H. C. JONES,

C. H. BROGDEN,

A. H. GALLOWAY,

JOHN W. GRAHAM.

The report was ordered printed and made a special order for to-morrow at 12 o'clock.

Mr. Sweet offered a joint resolution repealing sections 8 and 12, of the joint rules of the Senate and House of Representatives.

Senate bill concerning the Special Court of the city of Wilmington was taken up and read second time, and discussed until 12 o'clock, that hour being the time set apart for the special order.

Mr. Moore, of Carteret, moved that the special order be postponed until to-morrow at 12 o'clock.

Not agreed to.

By permission, Mr. Shoffner introduced a bill to amend and consolidate the several acts of the General Assembly of this State for the organization and government of the University, and for other purposes.

Read first time and referred to the Committee on Education.

The special order being the consideration on second reading of Senate bill to investigate the affairs of certain Rail Road Companies, was now taken up.

Mr. Martindale moved to insert the words "and all other works," after the word "Companies," in section 2.

The amendment was adopted.

Mr. Davis moved to add the following section :

Section 11. This act shall be in force from and after its ratification.

The amendment was adopted.

On motion of Mr. Stephens, "August" was stricken out of section 5, and "February" inserted.

On motion of Mr. Lindsey, section 6 was stricken out.

Mr. Etheridge moved to strike out in section 7, the word "five" and insert "four."

Mr. Robbins moved to amend by inserting "two."

The question was divided.

The motion to strike out prevailed.

The motion to insert "two" was lost.

The motion to insert "four" prevailed.

On motion of Mr. Etheridge, the following words were stricken out of section 7, "together with all actual expenses incurred for mileage or otherwise, in going to or from meetings of the Commission."

On motion of Mr. Beall, the following additional clause was added to section 3, as clause 5 :

"Whether the conditions of the several charters of these roads as it respects the fixing the termini and the location of the track have been complied with."

Mr. Lindsey moved to strike out section 7.

The motion did not prevail by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden, Burns, Cherry, Graham, Jones of Mecklenburg, Lindsay, Long, Love, Melchor, Moore of Carteret, Murphy, Respass, Robbins, Shoffner and Wilson—19.

NAYS—Messrs. Blythe, Cook, Davis, Etheridge, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Mason, Martindale, Moore of Yancey, Smith, Stephens, Sweet and White.—20.

Mr. Love moved to amend section 1 by striking out all after the word “enact” in line 2, down to the word “to,” line 4, and insert “The Superintendent of Public Works is hereby authorized and directed.”

Mr. Etheridge moved to postpone the further consideration of the bill until December 1st.

Leave of absence was granted Mr. Robbins until Tuesday next.

On motion of Mr. Moore, of Carteret, the Senate adjourned until to-morrow at 10 A. M.

THURSDAY, NOVEMBER 25th, 1869.

The Senate met pursuant to adjournment.

The President *pro tem.* in the Chair.

The Journal of Wednesday was read and approved.

Leave of absence was granted to Messrs. Graham and Wilson until Wednesday next.

On motion of Mr. Graham, the consideration of the unfinished business of yesterday was postponed until the morning's business had been gone through with.

Mr. Graham, for the Judiciary Committee, reported favorably,

Senate bill to repeal section 11 of an act to lay off the homestead and personal exemption ratified April 7th, 1869.

Also, Senate bill to amend an act to regulate proceedings in the partition and sale of real and personal property.

And unfavorable the following:

Senate bill to repeal an act in relation to Superior Court Judges.

Senate bill to authorize Township Trustees to take the private examination of married women.

And Senate bill to repeal section 560, title 21 of the Code of Civil Procedure.

And with amendments Senate bill to repeal an act suspending the Code of Civil Procedure in certain cases, ratified March 22d, 1869.

Mr. Lassiter, for the same Committee, reported favorably

Senate bill to repeal section 1 of an act to require the registration of deeds, ratified April 12, 1869.

And unfavorably

Senate bill in relation to the payment of officers' fees.

Also, Senate bill to repeal certain acts passed at the sessions of 1868-'69.

Mr. Stephens gave notice of a bill to require the township clerk of each township to draw witnesses and place on file in his office all contracts between the employer and employee.

Also, of a bill to repeal the charter incorporating the town of Milton in the County of Caswell.

The following bills were introduced, read first time and disposed of as stated:

By Mr. Beall, a bill concerning town lots and other public property.

Referred to the Judiciary Committee.

By Mr. Brogden, a bill to protect the Sheriffs of certain Counties.

Placed on the calendar.

By Mr. Beall, a bill concerning the probate and registration of deeds and other instruments.

Referred to the Judiciary Committee.

The unfinished business being the consideration on second reading, of

Senate bill to investigate the affairs of certain Rail Road Companies,

The motion of Mr. Etheridge to postpone until December 1st, was rejected.

The amendment offered by Mr. Love was adopted by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Cherry, Forkner, Graham, Jones of Mecklenburg, Lindsay, Long, Love, Melchor, Moore of Yancey, Murphy, Respass, Scott, Smith and White—18.

NAYS—Messrs. Burns, Blythe, Cook, Davis, Eppes, Gallo-way, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Martindale, Moore of Carteret, Richardson, Stephens and Wilson—16.

The following amendments offered by Mr. Love were adopted, viz:

Section 2, line 1, strike out the words "such commission," and insert "Superintendent of Public Works."

Section 2 line 15, section 5 line 1, and section 9 line 1, strike out in each, the words, "said commission" and insert "Superintendent of Public Works."

Strike out sections 7 and 8.

Mr. Beall moved to amend section 9 by adding after the word "papers," the words "and examine parties under oath."

Adopted.

Mr. Davis moved to amend sec. 2 by adding the following as subdivision 8, viz: "The North Carolina Rail Road and all other Rail Roads or Public Works in which the State has any interest."

Adopted.

On motion of Mr. Beall, the word "next," was stricken out of section 5 and the word "present" inserted, so as to require the report to be made to the present session of the General Assembly.

As amended the bill passed second reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Davis, Eppes, Forkner, Hayes, Harrington, Jones of Columbus, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Murphy, Richardson, Respass, Scott, Smith, Stephens, Sweet and White—31.

NAYS—Messrs. Bellamy, Cook, Graham, Jones of Mecklenburg and Wilson—5.

On motion of Mr. Davis, the bill as amended was ordered to be printed and made a special order for to-morrow at twelve o'clock.

Senate bill concerning the special court for the City of Wilmington, was taken up and on motion of Mr. Galloway, was postponed for two weeks.

Senate bill to protect the Sheriffs of certain Counties was read second time.

Mr. Jones, of Wake, moved to amend by inserting as follows after the words New Hanover in section 1:

“The Sheriffs of Halifax, Warren, Granville, Franklin and Wake, for taxes levied on the Raleigh & Gaston Rail Road for the year 1869.

The amendment was rejected.

The bill was rejected.

Resolution asking our members of Congress to ask for certain money to purchase lands, &c., was taken up.

Mr. Lassiter moved to amend by adding after the word “dollars,” the following, “or its equivalent in public lands.”

As amended, the resolution was adopted.

Senate resolution appointing a Joint Committee to take into consideration the present burdens of taxation, was taken up.

The resolution was adopted.

The hour of twelve having arrived, the special order for

that hour being the consideration of the report of the Committee on rules, the same was taken up.

Mr. Sweet amended section 2d by inserting after "General Orders" in sub-division 12, the following:

"1st. Third reading of bills.

2d. Second reading of bills."

Also, section 17 by striking out the words "before they are read the third time."

Mr. Lindsay moved the following as new rule to follow rule 20, viz:

"Any Senator introducing a bill to repeal or amend a section or part of a section, shall quote the entire section proposed to be amended or repealed."

Adopted.

Mr. Graham amended section 32 by striking out in line 9, the words "unanimous consent," and inserting "a vote of two-thirds of the members present."

Mr. Cook moved to amend section 40 by adding, "except in cases of sickness."

Rejected.

Mr. Respass moved to amend rule 42 by striking out the word "all" in line 2, also in line 3 the word "elected," and insert the word "voting."

The amendment was rejected.

On motion of Mr. Sweet, the vote on the new section introduced by Mr. Lindsay was reconsidered,

When Mr. Sweet offered the following substitute, viz:

"Any Senator introducing a bill to amend a law shall repeat in said bill the section as it shall stand, if the proposed amendment be adopted."

The substitute was adopted.

The rules as amended were adopted.

Mr. Sweet offered a resolution in relation to the printing of the Rules of Order of the Senate.

Adopted.

When, on motion of Mr. Respass, the Senate adjourned until to-morrow at 10 o'clock.

FRIDAY, NOVEMBER 26th, 1869.

The Senate met pursuant to adjournment.

The President *pro tem* in the Chair.

The Journal of Thursday was read and approved.

Mr. Richardson presented a petition from Mr. Walter F. Leak.

Referred to the Committee on Propositions and Grievances.

Mr. Forkner, for the Committee on Internal Improvements, reported unfavorably,

Senate Bill to repeal sections 8, 9, 10 and 14 of an act ratified February 8th, 1869, entitled an act to establish a Turnpike Road from Marion to Asheville.

Mr. Lassiter, for the Committee on Education, reported, with amendments,

Senate bill defining the duties of County Commissioners in certain cases.

Mr. White, for the same Committee, reported favorably,

Senate bill to amend and consolidate the several acts of the General Assembly of this State for the organization and government of the University, and for other purposes.

Mr. Brogden, for the Committee on Finance, reported favorably,

Senate bill authorizing the Commissioners of Perquimans County to issue bonds.

Also, Senate bill to provide for the funding of the public debt.

Mr. Lassiter, for the Committee on Internal Improvements, reported, with amendments,

Senate bill to incorporate the Granville Rail Road Company.

Mr. Lassiter, for the Judiciary Committee, reported Senate bill in relation to the duties of the Judges of the Superior Courts, with a substitute for the same.

Mr. Respass, from the Joint Committee on Salaries and Fees, reported a bill to amend chapter 279, title 21, and title 21, chapter 3, subdivision 38, of the Code of Civil Procedure.

Read first time, and placed on the calendar.

Mr. Respass introduced a bill in relation to banks.

Read first time, and placed on the calendar.

Mr. Burns, a bill to forbid the sale of spirituous liquors within three miles of what is known as Clegg's Copper Mine, in Chatham County.

Read first time, and referred to the Committee on Propositions and Grievances.

Mr. Brogden, with permission, a bill to legalize certain acts of the Chairmen of the late County Courts of this State.

Read first time, and referred to the Judiciary Committee.

Mr. Smith gave notice of a bill to incorporate the town of Wilkesboro'.

A message was received from the House of Representatives, transmitting a resolution in regard to the special tax on Brandy and Tobacco.

Also, a message announcing the concurrence of the House of Representatives in Senate substitute for engrossed House Bill in regard to *per diem* and mileage.

Also, a message announcing that the motion to reconsider the vote by which the House adopted the Senate substitute for engrossed House Bill in regard to *per diem* and mileage had been made, and laid on the table in the House.

The President *pro tem.* ratified an act in relation to mileage and *per diem*—the same was delivered to the Secretary of the State by the Secretary of the Senate.

On motion of Mr. Forkner, the vote by which Senate bill to investigate the affairs of certain Rail Road Companies passed second reading was reconsidered.

Mr. Forkner moved a reconsideration of the vote by which the amendments were adopted to the bill, by striking out "The Governor shall appoint a Commission of five" and inserting "Superintendent of Public Works."

The motion to reconsider prevailed by the following vote:

YEAS—Messrs. Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Etheridge, Eppes, Forkner, Galloway, Harrington,

Hyman, Jones of Columbus, Jones of Wake, Lassiter, Martindale, Moore of Carteret, Richardson, Shoffner, Smith, Stephens, Sweet and White—23.

NAYS—Messrs. Barnes, Beall, Jones of Mecklenburg, Lindsay, Long, Love, Mason, Melchor, Murphy and Scott—10.

On motion of Mr. Etheridge, the bill, with the amendments, were referred to a special Committee of three.

The President *pro tem.* announced Messrs. Etheridge, Love and Respass as that Committee.

A bill was received from the Code Commissioners entitled Roads, Bridges and Ferries.

Read first time and placed on the calendar.

A message was received from the House of Representatives transmitting a message from his Excellency the Governor.

Read, and referred to the Committee on Internal Improvements.

Engrossed House bill to amend section 485, title 19, chapter 12, of the Code of Civil Procedure, was read third time and recommitted to the Judiciary Committee.

By permission Mr. Love introduced a bill to amend chapter 270, laws 1868-'69.

Read first time, and referred to the Judiciary Committee.

Senate resolution to amend joint rules was adopted.

Senate bill to repeal certain acts passed at the session of 1869, was read second time and laid over.

Senate bill in relation to the payment of officer's fees was read second time and rejected.

Senate bill to repeal section 11 of an act to lay off the homestead and personal exemption, ratified April 7th, 1869, was read second time and rejected by the following vote:

YEAS—Messrs. Beasley, Bellamy, Brogden, Burns, Blythe, Forkner, Harrington, Jones of Wake, Mason, Murphy, Shoffner, Smith and Stephens—13.

NAYS—Messrs. Barnes, Beall, Beeman, Cook, Cherry, Davis, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Melchor, Moore of Yancey, Richardson, Respass and Scott—16.

Mr. Brogden, for the Committee on Finance, reported favorably Senate bill requiring Clerks and Treasurers of Townships to give bonds.

Leave of absence was granted Mr. Hayes until Saturday week.

Mr. Bellamy moved to adjourn.

Not agreed to.

Senate bill to amend an act to regulate proceedings in the partition and sale of real and personal property passed second reading.

The following bills were read second time and rejected :

Senate bill to repeal an act in relation to Superior Court Judges.

Senate bill to authorize the Township Trustees to take the private examination of married women.

Senate bill to repeal section 560, title 21, of the Code of Civil Procedure was read second time.

The amendments reported by the Judiciary Committee to whom the bill was referred were adopted. As amended, the bill passed second reading.

On motion of Mr. Stephens, the Senate adjourned until tomorrow, at 10 o'clock.

SATURDAY, NOVEMBER 27th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Friday was read and approved.

Leave of absence was granted Messrs. Eppes and Galloway until Tuesday next.

The resignation of Wm. Barrow, Senator from the 4th district was received and read.

Mr. Shoffner presented a memorial from R. S. Tucker.

Read and referred to the Committee on Claims.

Mr. Winstead, a memorial from Catherine Boylan.

Read and referred to the Committee on Claims.

On motion of Mr. Jones, of Columbus, the rules were suspended to allow the introduction and consideration of Public bills.

The following bills and resolutions were introduced, read first time and referred as stated :

By Mr. Sweet, a bill to provide for the payment of the interest upon the bonds of the State, and to create a sinking fund for retiring or redeeming the same.

To the Finance Committee.

By Mr. Stephens, a bill to require certain contracts to be approved by the township Boards of Trustees.

To the Committee on Propositions and Grievances.

By Mr. Love, a bill for the relief of the sureties of J. W. C. Piercy.

To the Committee on Propositions and Grievances.

By Mr. Jones, of Mecklenburg, a bill to conform the fees of Solicitors to the act in relation to punishments.

To the Committee on Salaries and Fees.

By Mr. Smith, a bill to incorporate the town of Wilkesboro'.

To the Committee on Corporations.

By Mr. Shoffner, a resolution adjourning the session of the General Assembly, December 20th, 1869, and to re-assemble January 3rd, 1870.

Laid over.

By Mr. Martindale, a resolution to prevent an increase of the public debt.

Laid over.

Mr. Smith, for the Committee on Propositions, reported favorably Senate bill to extend the powers of Coroner to Commissioner of Wrecks, in special cases.

Also, Senate bill to prevent the sale of spirituous liquors within three miles of Silver Hill, Davidson County.

The rules were suspended and the above bill passed second and third readings by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Cherry, Davis, Etheridge, Forkner, Harrington, Jones of Columbus, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Scott, Shoffner, Smith, Stephens, Sweet, White and Winstead—36.

NAY—Mr. Hyman.

A message was received from the House of Representatives transmitting engrossed House resolution concerning the removal of political disabilities from certain citizens of the State.

Laid over.

Also engrossed House bill to establish townships in certain Counties.

On motion of Mr. White, the rules were suspended and the bill passed second and third readings by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Cherry, Davis, Etheridge, Forkner, Harrington, Hyman, Jones of Columbus, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Scott, Smith, Stephens, White and Winstead—34.

Nays none.

Senate bill to repeal section 1 of an act to require the registration of deeds, ratified April 12th, 1869.

Passed second reading.

Senate bill to incorporate the Granville Rail Road Company.

Passed second reading.

When the rules were suspended to place the bill on second reading, by the following vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden,

Blythe, Cherry, Davis, Etheridge, Forkner, Harrington, Hyman, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Yancey, Murphy, Richardson, Respass, Scott, Shoffner, Smith, Stephens, White and Winstead—30.

NAYS—Messrs. Beall, Colgrove, Cook, Jones of Columbus, Legg and Moore of Carteret—6.

The amendments reported by the Committee on Internal Improvements were adopted.

As amended, the bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Cherry, Davis, Etheridge, Forkner, Harrington, Hyman, Jones of Columbus, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Murphy, Richardson, Respass, Scott, Shoffner, Smith, Stephens, Sweet, White and Winstead—34.

NAY—Mr. Legg—1.

Senate bill to repeal certain sections of an act to establish a Turnpike Road from Marion to Asheville was read second time, and

On motion of Mr. Beall, laid on the table by the following vote:

YEAS—Messrs. Beall, Beasley, Beeman, Bellamy, Blythe, Cherry, Davis, Forkner, Jones of Columbus, Lassiter, Legg, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Scott, Smith, Sweet and Winstead—19.

NAYS—Messrs. Barnes, Brogden, Burns, Colgrove, Cook, Harrington, Hyman, Jones of Mecklenburg, Lindsay, Long, Love, Mason, Martindale, Richardson, Respass, Shoffner, Stephens and White—18.

Senate bill defining the duties of County officers in certain cases was read second time.

The substitute reported by the Committee on Education was adopted.

As amended, the bill passed second reading.

Senate bill to amend and consolidate the several acts of the General Assembly in relation to the University, passed second reading.

And Senate bill authorizing the Commissioners of Perquimans County to issue bonds, passed second reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cherry, Davis, Etheridge, Forkner, Harrington, Hyman, Jones of Columbus, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Scott, Smith, Stephens, White and Winstead—33.

NAYS—None.

On motion of Mr. Beeman, the Senate adjourned until Monday 10 o'clock, A. M.

MONDAY, NOVEMBER 29th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Saturday read and approved.

The President presented a memorial from Philip A. Kise, Banker of Lynchburg, Va.

On motion of Mr. Lassiter, it was referred to a Special Committee consisting of Messrs. Lassiter, Murphy, and Richardson.

The President announced the following Standing Committees:

STANDING COMMITTEES.

Propositions and Grievances—Messrs. S. P. Smith, J. B.

Respass, J. W. Etheridge, C. Melchor, A. H. Galloway and P. T. Beeman.

Privileges and Elections—Messrs. W. H. S. Sweet, P. A. Long, O. S. Hayes, A. J. Jones, J. H. Davis, J. G. Scott and J. W. Beasley.

Claims—Messrs. J. M. Lindsey, C. H. Brogden, W. L. Love, W. B. Richardson, E. A. White, C. T. Murphy and James Blythe.

Judiciary—Messrs. C. S. Winstead, R. W. Lassiter, J. W. Graham, Wm. M. Robbins, W. H. S. Sweet, Samuel Forkner and H. C. Jones.

Internal Improvements—Messrs. Samuel Forkner, J. B. Cook, James Blythe, Silas Burns, J. B. Eaves, R. W. Lassiter and L. A. Mason.

Education and Literary Board—Messrs. G. M. Welker, E. A. White, N. B. Bellamy, J. A. Hyman, O. S. Hayes, J. G. Scott and W. A. Cherry.

Military Affairs—Messrs. F. G. Martindale, J. B. Cook, Joshua Barnes, D. D. Colgrove, R. L. Beall, A. H. Galloway, and John H. McLaughlin.

Agriculture—Messrs. W. D. Jones, E. Legg, J. H. Davis, W. M. Moore, J. M. Lindsey, J. S. Harrington and Henry Eppes.

Banks and Currency—Messrs. J. B. Respass, A. J. Jones, T. M. Shoffner, W. L. Love, E. Legg, J. W. Etheridge and W. A. Moore.

Corporations—Messrs. F. M. Shoffner, W. A. Moore, P. A. Wilson, W. M. Robbins, J. W. Stephens, J. A. Hyman and W. B. Richardson.

Finance—Messrs. C. H. Brogden, G. W. Welker, H. C. Jones, Wm. Barrow, John W. Graham and W. B. Richardson.

On motion of Mr. Love, it was ordered that a Committee of five on Roads be appointed.

Mr. Brogden for the Committee on Finance reported favorably

Senate bill for the relief of E. H. Ray, late Sheriff.

Mr. Blythe gave notice of a bill to enable land-holders to consolidate their lines.

Mr. Stephens, of a bill to establish a Ferry across Dan River, Caswell County.

Mr. Respass, by permission, introduced a bill requiring the Superintendent of Public Works to suspend work on the Marion and Asheville Turnpike Road and all its branches.

Read first time and referred to the Committee on Internal Improvements.

Senate resolution in relation to the adjournment of the present session of the General Assembly, was taken up.

Mr. Lindsey offered the following proviso:

“*Provided*, That no member of either House shall receive *per diem* or mileage for the recess.”

The amendment was adopted.

Mr. Moore, of Carteret, moved to strike out “January 3rd,” and insert “January 7th.”

Mr. White moved to lay the resolution with the amendment on the table.

The motion did not prevail, by the following vote:

YEAS—Messrs. Blythe, Colgrove, Etheridge, Forkner, Hyman, Jones of Columbus, Long, Love, Martindale, Melchor, Moore of Yancey, Smith, Stephens and White—14.

NAYS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Burns, Cook, Davis, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Moore of Carteret, Murphy, Richardson, Respass, Scott, Shoffner, Sweet and Winstead—21.

Mr. Beeman moved to strike out “January 3rd,” and insert “January 11th.”

After some discussion, Mr. Shoffner moved the previous question.

The motion prevailed.

The motion of Mr. Beeman was put and rejected by the following vote:

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Blythe,

Cherry, Lindsay, Moore, of Carteret, Murphy, Richardson, Respass, Scott and Winstead—13.

NAYS—Messrs. Beall, Brogden, Burns, Colgrove, Cook, Davis, Etheridge, Forkner, Harrington, Hyman, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Long, Love, Mason, Martindale, Moore of Yancey, Shoffner, Smith, Stephens, Sweet and White—24.

The amendment offered by Mr. Moore, of Carteret, was put and the vote stood as follows :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Cherry, Davis, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Moore of Carteret, Murphy, Richardson, Respass, Scott, Shoffner and Winstead—19.

NAYS—Messrs. Brogden, Burns, Blythe, Colgrove, Cook, Etheridge, Forkner, Harrington, Hyman, Jones of Columbus, Long, Love, Mason, Martindale, Moore of Yancey, Smith, Stephens, Sweet and White—19.

The President voting in the negative, the amendment was rejected.

The resolution as amended was adopted by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Cook, Cherry, Davis, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Moore of Carteret, Murphy, Respass, Scott, Shoffner, Sweet and Winstead—20.

NAYS—Messrs. Bellamy, Burns, Blythe, Colgrove, Etheridge, Forkner, Hyman, Jones of Columbus, Legg, Long, Love, Mason, Martindale, Melchor, Moore of Yancey, Richardson, Smith, Stephens and White—19.

Senate joint resolutions against any further increase of the State debt, and in favor of maintaining the honor and good faith of the State, and the inviolability of our public debt, was taken up, and

On motion of Respass, was referred to the Special Committee, to whom was referred the memorial of Phillip A. Krise, of Lynchburg, Va.

Engrossed House resolutions concerning the removal of political disabilities from certain citizens of the State was read, when

Mr. Etheridge offered a substitute for the same—which was adopted by the following vote:

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Cherry, Davis, Etheridge, Forkner, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Shoffner, Smith, Stephens, Sweet, White and Winstead—34.

NAYS—Messrs. Beall, Jones of Mecklenburg, Melchor and Scott—4.

The resolution as amended by the adoption of the substitute, was adopted by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cook, Cherry, Etheridge, Forkner, Harrington, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Scott, Shoffner, Smith, Stephens, Sweet, White and Winstead—35.

NAYS—Messrs. Davis and Hyman—2.

A message was received from the House of Representatives announcing the concurrence of that body to joint resolution requesting an opinion of the Chief Justice and Associate Justices of the Supreme Court.

Engrossed House resolution in regard to the special tax on brandy and tobacco was read and adopted.

On motion of Mr. Love,

Senate bill to repeal section 9 of an act entitled an act suspending the Code of Civil Procedure in certain cases, ratified March 22d, 1869, was read second time and postponed until Wednesday next, at 11 o'clock.

Senate bill to provide for the funding of the public debt,
Passed second reading.

Senate bill in relation to the duties of the Judges of the Superior Courts was read.

The substitute recommended by the Judiciary Committee was adopted.

On motion of Mr. Love, fifty dollars was stricken out and one hundred dollars inserted.

Mr. Beall moved to amend section 1 by striking out "Monday" and inserting "Tuesday."

The amendment was rejected.

As amended, the bill passed second reading.

Senate bill to amend chapter 279, title 21, and title 21, chapter 3, subdivision 38 of the Code of Civil Procedure, was read second time.

On motion of Mr. Love, was postponed indefinitely by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Blythe, Etheridge, Forkner, Harrington, Jones of Mecklenburg, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Yancey, Murphy, Richardson, Scott, Shoffner, Smith and Winstead—24.

NAYS—Messrs. Burns, Cook, Cherry, Davis, Hyman, Martindale, Moore of Carteret, Respass, Stephens and White—10.

Senate bill in relation to banks passed second reading.

On motion of Mr. Moore, of Carteret, the rules were suspended to place the bill on third reading.

YEAS—Messrs. Barnes, Beasley, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Etheridge, Forkner, Harrington, Hyman, Jones of Mecklenburg, Legg, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Scott, Shoffner, Smith, Stephens, Sweet, White and Winstead—31.

NAYS—None.

The bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden,

Burns, Blythe, Cook, Davis, Etheridge, Forkner, Harrington, Hyman, Jones of Mecklenburg, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Scott, Shoffner, Smith, Stephens, Sweet and White—32.

NAYS—None.

A message was received from the House of Representatives transmitting engrossed House bill to incorporate the Valley Rail Road Company.

The bill passed first reading.

Mr. Stephens moved a suspension of the rules to pass the bill.

Not agreed to, by the following vote:

YEAS—Messrs. Beasley, Beeman, Blythe, Davis, Hyman, Lassiter, Lindsay, Long, Martindale, Moore of Yancey, Scott, Smith and Stephens—13.

NAYS—Messrs. Beall, Bellamy, Brogden, Burns, Cook, Cherry, Etheridge, Forkner, Harrington, Jones of Mecklenburg, Legg, Love, Mason, Melchor, Moore of Carteret, Murphy, Richardson, Respass, Shoffner and White—20.

When the bill was referred to the Committee on Internal Improvements.

The House of Representatives also transmitted:

Engrossed House bill to amend an act to incorporate the town of Hickory Tavern, in the County of Catawba, ratified December 12th, 1863.

Read first time and referred to the Committee on Corporations.

Also, engrossed House resolution asking our Representatives in Congress to use their influence for the total abatement of the United States direct tax on real estate.

Laid over.

Senate bill to forbid the sale of spirituous liquors within three miles of what is known as Clegg's copper mine, in Chatham County.

Passed second and third readings under a suspension of the rules.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden, Burns, Blythe, Davis, Etheridge, Forkner, Harrington, Jones of Columbus, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Yancey, Murphy, Richardson, Respass, Scott, Shoffner, Smith, Stephens, Sweet, White and Winstead—32.

NAY—Mr. Hyman.

Senate bill entitled roads, bridges and ferries, was read second time, and referred to Committee on Roads.

Senate bill requiring clerks and treasurers of townships to give bonds was read second time.

Mr. Jones, of Columbus, moved to amend by striking out in section 1, the following words, "double the sum," and insert "in such amount as the Judge of Probate and Register of Deeds may approve."

The amendment was adopted.

As amended the bill passed second reading.

Senate bill to extend the powers of Coroner to Commissioners of Wrecks in special cases, passed second reading.

Senate bill for the relief of E. H. Ray, late Sheriff, was read second time.

Mr. Beeman moved to postpone until to-morrow.

The motion did not prevail, by the following vote :

YEAS—Messrs. Beeman, Bellamy, Blythe, Cook, Etheridge, Jones of Columbus, Jones of Mecklenburg, Long, Martindale, Moore of Carteret, Stephens, White and Winstead—13.

NAYS—Messrs. Barnes, Beall, Brogden, Burns, Davis, Forkner, Harrington, Hyman, Legg, Lindsay, Love, Mason, Melchor, Moore of Yancey, Murphy, Richardson, Respass, Scott, Shoffner and Smith—20.

On motion of Mr. Etheridge, the Senate adjourned until to-morrow, 10 o'clock.

TUESDAY, NOVEMBER 30th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Monday was read and approved.

Mr. Eppes was allowed to record his vote in the negative on the engrossed House resolutions in relation to the removal of political disabilities.

Mr. Lassiter, from the special Committee to whom was referred Senate joint resolutions against any further increase of the State debt, and in favor of maintaining the honor and good faith of the State and the inviolability of our public debt, reported a substitute for the same.

A motion by Mr. Etheridge, to suspend the rules for the consideration of the resolutions and substitute, prevailed by the following vote:

YEAS—Messrs. Beasley, Bellamy, Brogden, Burns, Blythe, Cherry, Davis, Etheridge, Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Long, Moore of Yancey, Richardson, Respass, Shoffner, Smith, Stephens, Sweet and Winstead—26.

NAYS—Messrs. Barnes, Beall, Beeman, Graham, Jones of Mecklenburg, Lindsay, Melchor, Scott, White and Wilson—10.

After considerable discussion, Mr. Moore, of Carteret, moved the previous question.

Agreed to by the following vote:

YEAS—Messrs. Beasley, Bellamy, Brogden, Blythe, Colgrove, Cherry, Davis, Etheridge, Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Love, Martindale, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Scott, Smith, Sweet and Winstead—28.

NAYS—Messrs. Barnes, Beall, Beeman, Graham, Jones of Mecklenburg, Lindsay, Melchor and Wilson—8.

When the substitute offered by the special Committee was adopted by the following vote :

YEAS—Messrs. Beasley, Brogden, Blythe, Colgrove, Davis, Etheridge, Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Love, Mason, Martindale, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Scott, Smith, Stephens, Sweet and Winstead—28.

NAYS—Messrs. Barnes, Beall, Beeman, Graham, Jones of Mecklenburg, Lindsay, Melchor and Wilson—8.

The resolutions, as amended by the adoption of the substitute, were adopted by the following vote :

YEAS—Messrs. Beasley, Brogden, Blythe, Colgrove, Davis, Etheridge, Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Long, Love, Mason, Martindale, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Scott, Smith, Stephens, Sweet and Winstead—29.

NAYS—Messrs. Barnes, Beall, Beeman, Graham, Jones of Mecklenburg, Lindsay, Melchor and Wilson—8.

The President laid before the Senate the resignation of J. B. Eaves, Senator from the 38th Senatorial District.

The same, on motion of Mr. Forkner, was accepted.

Mr. Lassiter moved a reconsideration of the vote by which Senate Resolution providing for a recess of the General Assembly from December 20th to January 3d, 1870, was adopted.

Mr. Beeman moved to lay the motion on the table.

The motion did not prevail by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Cook, Cherry, Davis, Graham, Harrington, Jones of Mecklenburg, Lindsay, Melchor, Murphy, Richardson, Scott, Shoffner, Sweet and Winstead—19.

NAYS—Messrs. Bellamy, Burns, Blythe, Colgrove, Etheridge, Eppes, Forkner, Galloway, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Long, Love, Mason, Moore of Yancey, Respass, Smith, Stephens and White—21.

The motion to reconsider prevailed by the following vote :

YEAS—Messrs. Bellamy, Burns, Blythe, Colgrove, Etheridge, Eppes, Forkner, Galloway, Hyman, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Long, Love, Mason, Melchor, Moore of Yancey, Respass, Smith, Stephens and White—23.

NAYS—Messrs. Barnes, Beall, Beasley, Beeman, Cook, Cherry, Davis, Graham, Harrington, Lindsay, Murphy, Richardson, Scott, Shoffner, Sweet, Winstead and Wilson—17.

When Mr. Love moved to amend by striking out “December 20th,” and inserting “December 13th;” also, by striking out “January 3d,” and inserting “January 11th.”

Mr. Galloway moved to lay the amendment on the table.

Not agreed to by the following vote :

YEAS—Messrs. Bellamy, Burns, Blythe, Colgrove, Etheridge, Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Columbus, Legg, Long, Mason, Melchor, Moore of Yancey, Stephens and White—18.

NAYS—Messrs. Barnes, Beall, Beeman, Cook, Cherry, Davis, Graham, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Love, Murphy, Richardson, Respass, Scott, Shoffner, Smith, Sweet, Winstead and Wilson—21.

Mr. Etheridge moved to postpone indefinitely.

Mr. Love moved the previous question.

The motion was sustained.

Mr. Galloway moved to adjourn.

Not agreed to.

The amendment of Mr. Love was agreed to by the following vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Blythe, Cherry, Davis, Forkner, Jones of Columbus, Jones of Wake, Lassiter, Long, Love, Mason, Martindale, Moore of Carteret, Richardson, Respass, Scott, Smith and Winstead—22.

NAYS—Messrs. Beall, Burns, Colgrove, Cook, Etheridge, Eppes, Galloway, Graham, Harrington, Hyman, Jones of

Mecklenburg, Legg, Lindsay, Melchor, Moore of Yancey, Murphy, Shoffner, Stephens, Sweet, White and Wilson—21.

The resolution, as amended, was rejected by the following vote:

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Blythe, Cherry, Davis, Jones of Wake, Lassiter, Lindsay, Love, Murphy, Richardson, Respass, Scott, Shoffner, Smith and Winstead—18.

NAYS—Messrs. Beall, Bellamy, Burns, Colgrove, Cook, Etheridge, Eppes, Forkner, Galloway, Graham, Harrington, Hyman, Jones of Columbus, Jones of Mecklenburg, Legg, Long, Mason, Martindale, Melchor, Moore of Yancey, Stephens, Sweet, White and Wilson—24.

Mr. Galloway gave notice of a bill to incorporate the Vigilant Fire Company, No. 3, of Wilmington, N. C.

Also, a bill to regulate the rates of pilotage on Cape Fear river.

Mr. Hyman introduced a resolution to withdraw State bonds from market.

Laid over.

Mr. Jones, of Mecklenburg, a resolution requesting additional report from the Auditor.

Laid Over.

Mr. Blythe, a resolution in relation to pay of absent members.

Laid over.

The President announced Messrs. Love, Davis, Barnes, Etheridge and Eppes, as a Committee on roads.

Leave of absence was granted Mr. Hyman from December 1st to December 10th. Mr. Jones until Tuesday next.

Mr. White gave notice of a bill to amend section 33, schedule B, of an act to raise revenue.

The House of Representatives transmitted engrossed House bill to incorporate the Young Men's Intelligent and Enterprising Association.

Read first time, and referred to the Committee on Corporations.

And also notified the Senate of their concurrence in Senate substitute for engrossed House resolutions requesting our Senators and Representatives in Congress to urge the passage of a general amnesty.

The President ratified an act to establish Townships in certain Counties.

The same was delivered by the Secretary of the Senate to the Secretary of State.

On motion of Mr. Galloway, the Senate adjourned until to-morrow at 10 o'clock.

WEDNESDAY, DECEMBER 1st, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Tuesday was read and approved.

Mr. Robbins was allowed to record his name in the negative on the joint resolution adopted yesterday, against any further increase of the State debt and in favor of maintaining the honor and good faith of the State.

Mr. Graham gave notice of a bill to allow the Supreme Court to examine applicants for license to practice law.

Mr. Blythe introduced a bill to allow land holders to consolidate their lines.

Read first time and referred to the Judiciary Committee.

Mr. Graham introduced a resolution ordering the printing of twenty copies for the use of each Senator, of the address delivered before the State Agricultural Society by Professor W. C. Kerr, November 22d, 1869.

Laid over.

Senate bill to amend an act to regulate proceedings in the partition and sale of real and personal property,

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cook, Cherry, Etheridge, Eppes, Forkner, Galloway, Graham, Harrington, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Respass, Robbins, Scott, Shoffner, Smith, Stephens, White, Winstead and Wilson—34.

NAYS—None.

Senate bill to amend and consolidate the several acts of the General Assembly of this State for the organization and government of the University and for other purposes, was read third time.

Mr. Shoffner moved to amend section 7 by striking out "African" and inserting "colored."

Agreed to.

As amended, the bill passed third reading by the following vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Cherry, Davis, Etheridge, Forkner, Harrington, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Long, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, White, Winstead and Wilson—34.

NAYS—Messrs. Eppes, Galloway, Graham, Love and Mason—5.

Senate bill to repeal section 1, of an act to require the registration of Deeds, ratified April 12th, 1869, was read third time.

Mr. Sweet moved that the bill be recommitted to the Judiciary Committee.

Pending which motion, the hour of the special order having arrived,

Senate bill to repeal section 9, of an act suspending the Code of Civil Procedure in certain cases, ratified March 22d,

1869, on second reading was taken up, and on motion of Mr. Etheridge, was recommitted to the Judiciary Committee.

The motion of Mr. Sweet to recommit to the Judiciary Committee, Senate bill to repeal section 1 of an act to require the registration of deeds, ratified April 12th, 1869, prevailed.

Senate bill authorizing the Commissioners of Perquimans County to issue bonds, passed third reading by the following vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cherry, Davis, Harrington, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet and White—28.

NAYS—Messrs. Cook and Graham—2.

On motion of Mr. Robbins the vote just taken was reconsidered, when Mr. Robbins offered the following amendment as a new section :

Section 3. The Commissioners of said County shall submit to the qualified voters thereof the question of issuing the bonds provided for in this act, and the power to issue the same, shall only be granted to them after a majority of said voters shall have cast their ballots in favor of the issue of said bonds.

The amendment was adopted.

As amended the bill passed third and final reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Cherry, Davis, Etheridge, Eppes, Galloway, Graham, Harrington, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, White and Winstead—35.

NAYS—None.

Senate bill to provide for the funding of the public debt, was read third time.

Mr. Graham offered a substitute for sections 1 and 2 of the bill.

Mr. Robbins moved that the bill and substitute be postponed until Monday next at 11 o'clock, and that they be made a special order for that hour ; also, that the substitute be printed.

The motion prevailed.

Senate bill to extend the powers of Coroner to Commissioners of Wrecks, in special cases, passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Cherry, Davis, Etheridge, Eppes, Harrington, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Robbins, Scott, Shoffner, Smith and Winstead—30.

NAY—Mr. Galloway—1.

Senate bill to amend section 560, title 21, of the Code of Civil Procedure, passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cook, Cherry, Davis, Eppes, Galloway, Graham, Harrington, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Respass, Robbins, Scott, Shoffner, Smith, Sweet, Winstead and Wilson—34.

NAYS—None.

On motion of Mr. Robbins, the vote just taken was reconsidered and the bill recommitted to the Judiciary Committee.

Senate bill requiring Clerks and Treasurers of townships to give bonds, passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Davis, Galloway, Harrington, Lassiter, Legg, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Sweet, White, Winstead and Wilson—31.

NAYS—Mr. Cook—1.

Senate bill in regard to the duties of the Judges of the Superior Court, passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Davis, Eppes, Galloway, Harrington, Lassiter, Long, Love, Mason, Melchor, Richardson, Respass, Robbins, Scott, Smith, Sweet, White, Winstead and Wilson—25.

NAYS—Messrs. Cook, Legg, Moore of Carteret, and Moore of Yancey—4.

Senate bill defining the duties of the Commissioners of Henderson County, was read third time, and on motion of Mr. Sweet, was referred to the Committee on Education, with instructions.

With permission, Mr. Winstead introduced a bill to repeal the law concerning fences, in certain townships.

Read first time and referred to the Committee on Agriculture and Mining.

A message was received from the House of Representatives, transmitting the following bills, which were read first time and disposed of as stated :

Engrossed House bill in relation to clearing out obstructions in Lumber River, passing through the County of Robeson.

Referred to the Committee on Internal Improvements.

Engrossed House bill to amend an act prohibiting the sale of intoxicating liquors on the Western North Carolina Rail Road.

Referred to the Committee on Propositions and Grievances.

Senate resolution to withdraw State bonds from market, was taken up, and on motion of Mr. Respass, was postponed until Tuesday next at 12 o'clock, and made a special order for that hour.

Senate resolution in relation to the per diem of absent members was taken up, and on motion of Mr. Davis was referred to the Committee on Propositions and Grievances.

Senate resolution requesting an additional report from the Auditor, was taken up and adopted.

Engrossed House resolution asking our Representatives in Congress to use their influence for the total abatement of the United States direct tax on real estate, was taken up.

Mr. Lindsey moved to amend by adding the following, "and to refund to all persons who may have paid their taxes on land the several amounts paid by them.

The amendment was adopted.

As amended the resolution passed by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cook, Cherry, Davis, Eppes, Graham, Harrington, Lassiter, Legg, Lindsey, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, Sweet, White, Winstead and Wilson—32.

NAYS—Messrs. Bellamy, Colgrove and Etheridge—3.

Mr. Davis introduced a resolution in relation to the meeting and adjournment of the Senate.

On motion of Mr. Moore, of Carteret, the Senate adjourned until to-morrow at 10 A. M.

THURSDAY, DECEMBER 2nd, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Wednesday was read and approved.

Leave of absence was granted to Mr. Murphy until Tuesday next, also to Mr. Moore, of Carteret, for the same time.

By permission of the Senate, the resignation of Mr. Barrow was withdrawn.

Mr. Robbins was allowed to record his name in the affirmative on the amnesty resolutions.

Mr. Forkner for the Committee on Internal Improvements, reported favorably,

Engrossed House bill to incorporate the Valley Rail Road Company.

Mr. Blythe introduced a resolution on printing.

Adopted.

Senate bill for the relief of E. H. Ray, late Sheriff of Wake County, was read second time.

Mr. Moore, of Yancey, moved to postponed until Thursday next at 11 o'clock, and that it be made a special order for that hour.

Agreed to.

Senate resolution to print 20 copies for the use of each Senator, of the address of Professor W. C. Kerr, delivered before the State Agricultural Society, November 22, 1869, was taken up and rejected.

Senate bill to repeal certain acts passed at the session of 1868-'69, was taken up and made a special order Tuesday next at 11 o'clock.

The House of Representatives transmitted engrossed House resolution to provide for the insane.

Laid over.

Also, engrossed House resolutions concerning taxes assessed upon the Raleigh & Gaston and Wilmington & Weldon Rail Road Companies.

On motion of Mr. Brogden, the rules were suspended for the consideration of the resolutions, by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Blythe, Cherry, Davis, Etheridge, Eppes, Forkner, Graham, Harrington, Jones of Mecklenburg, Lindsay, Long, Love, Mason, Melchor, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, White, Winstead and Wilson—30.

NAYS—Messrs. Bellamy, Burns, Colgrove, Cook and Jones of Columbus—5.

Mr. Robbins moved to amend by adding the following provisions :

“Provided, That it shall be the duty of the Treasurer to notify all the Sheriffs interested immediately upon the decision of the first test case, and if the decision be in favor of the

validity of said taxes, it shall be the duty of all of said Sheriffs to proceed at once to collect said taxes, and they shall settle with the Treasurer for the same within thirty days after the rendition of the aforesaid decision in the first test case.

Provided further, That these resolutions shall not apply to any County until the authorities of said Rail Roads shall obligate themselves to the Sheriffs thereof to abide the decision rendered in the aforesaid test case and to institute no other suit to restrain the collection of said taxes.

Mr. Bellamy moved to lay the whole subject on the table.

Mr. Graham moved the previous question.

The motion prevailed by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Blythe, Cherry, Forkner, Galloway, Graham, Harrington, Jones of Mecklenburg, Lassiter, Lindsay, Martindale, Melchor, Murphy, Richardson, Robbins, Scott, Shoffner, White and Wilson—22.

NAYS—Messrs. Bellamy, Burns, Colgrove, Cook, Etheridge, Eppes, Jones of Columbus, Long, Love, Moore of Carteret, Stephens and Sweet—12.

The amendment offered by Mr. Robbins was adopted by the following vote :

YEAS—Messrs. Barnes, Bellamy, Burns, Blythe, Colgrove, Cook, Cherry, Etheridge, Eppes, Forkner, Jones of Columbus, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Melchor, Moore of Carteret, Richardson, Respass, Robbins, Scott, Shoffner, Stephens, Sweet, Winstead and Wilson—27.

NAYS—Messrs. Beall, Beeman, Galloway, Graham, Harrington, Martindale, Murphy, and White—8.

The resolutions as amended were adopted, by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Cherry, Galloway, Graham, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Melchor, Murphy, Respass, Robbins, Scott, Shoffner, White and Wilson—19.

NAYS—Messrs. Beeman, Bellamy, Burns, Blythe, Colgrove, Cook, Etheridge, Eppes, Forkner, Harrington, Jones of Colum-

bus, Long, Love, Mason, Martindale, Moore of Carteret, Richardson and Stephens—18.

The House of Representatives transmitted engrossed House bill to authorize the Petersburg Rail Road Company to run a new road from any point on their present road, not exceeding two miles north of its depot at Garysburg, to and into Weldon and for other purposes.

The bill was read first time.

On motion, the rules were suspended, and the bill placed on its passage by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Burns, Blythe, Cook, Cherry, Davis, Etheridge, Eppes, Forkner, Galloway, Graham, Harrington, Jones of Columbus, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Long, Love, Mason, Moore of Carteret, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, White, Winstead and Wilson—35.

NAYS—Messrs. Beeman and Colgrove—2.

The bill passed second and third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Burns, Blythe, Colgrove, Cherry, Davis, Etheridge, Eppes, Forkner, Galloway, Graham, Harrington, Jones of Columbus, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Murphy, Richardson, Respass, Robbins, Shoffner, Smith, Stephens, Sweet, White, Winstead and Wilson—36.

NAYS—Messrs. Beeman and Bellamy—2.

On motion of Mr. Shoffner, the vote by which Senate bill to amend and consolidate the several acts of the General Assembly of this State for the organization and government of the University, and for other purposes, was reconsidered, and,

On motion of Mr. Colgrove, was referred to the Committee on Education.

By permission, Mr. Jones, of Columbus, introduced a bill to incorporate the Rail Road Iron Foundry and Manufacturing Company.

Read first time and referred to the Committee on Corporations.

Mr. Love, a resolution in relation to taxes.

Laid over.

Mr. Galloway moved to adjourn.

Not agreed to.

Leave of absence was granted Mr. Burns until Wednesday next.

Mr. Cook moved a suspension of the rules to consider Senate resolution in relation to taxes.

Mr. Galloway moved to lay that motion on the table.

The motion did not prevail by the following vote:

YEAS—Messrs. Barnes, Beasley, Davis, Eppes, Galloway, Graham, Lassiter, Martindale, Murphy, Moore of Yancey, Scott, Shoffner and Smith—13.

NAYS—Messrs. Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Cherry, Etheridge, Harrington, Jones of Columbus, Long, Love, Melchor, Moore of Carteret, Richardson, Respass, Stephens, White, Winstead and Wilson—21.

The motion to suspend the rules was rejected, by the following vote:

YEAS—Messrs. Beasley, Beeman, Bellamy, Burns, Blythe, Colgrove, Cook, Etheridge, Harrington, Jones of Columbus, Long, Love, Martindale, Melchor, Moore of Carteret, Richardson, Respass, Robbins, Shoffner, Stephens, White and Winstead—22.

NAYS—Messrs. Barnes, Brogden, Davis, Eppes, Galloway, Graham, Jones of Mecklenburg, Lassiter, Lindsay, Moore of Yancey, Murphy, Scott, Smith, Sweet and Wilson—15.

Leave of absence was granted Messrs. Richardson and Davis, until Tuesday next.

The President announced Messrs. Murphy, Barrow and Eppes, as the Senate branch of the Committee on Insane Asylum.

Mr. Cook gave notice of a bill to charter the Southern Air Line Rail Road Company.

On motion of Mr. Colgrove, the Senate adjourned until to-morrow at 10 o'clock, A. M.

FRIDAY, DECEMBER 3d, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Thursday was read and approved.

Mr. Winstead, for the Judiciary Committee, reported Senate bill to amend section 485, Title 19, chapter 12, of the Code of Civil Procedure, with a substitute for the same.

Also, Senate bill to compel persons to work on public roads, with a recommendation that it be referred to the Committee on Roads.

The report was concurred in.

Mr. Graham, for the Judiciary Committee, reported the following bills with substitutes for the same:

Senate bill to repeal section first of an act to require the registration of deeds, ratified April 12th, 1869.

Senate bill to amend section 560, Title 21, of the Code of Civil Procedure.

Senate bill to repeal section 9 of an act entitled "an act suspending the Code of Civil Procedure in certain cases," ratified March 22, 1869.

The following bills were introduced, read first time and referred as stated:

By Mr. Smith, a bill to make the Yadkin River, in Wilkes County, a lawful fence.

To the Committee on Agriculture.

By Mr. Shoffner, a bill to tax steam distilleries.

To the Committee on Propositions and Grievances.

By Mr. Jones, of Mecklenburg, a bill to amend section 18 of an act relating to special procedure in cases of mills.

To the Judiciary Committee.

By Mr. Cherry, a bill in relation to drawing seines in the waters of Tar River.

To the Committee on Fisheries.

By Mr. Cook, a bill to charter the Southern Air Line Railroad Company.

To the Committee on Internal Improvements.

By Mr. Lassiter, a bill in relation to the University.

To the Committee on Education.

By Mr. Shoffner, a bill to amend section 3, chapter 184, of the laws of 1868-'69.

To the Committee on Education.

Mr. Sweet, for the Judiciary Committee, reported Senate bill to amend chapter 270, laws 1868-'69, with a recommendation that it be respectfully returned to the Senator who introduced it, because it was not prepared in accordance with the requirements of Senate rule 38.

The report was concurred in.

Mr. Martindale, for the Committee on Military Affairs, reported favorably:

Senate resolution concerning pensions for soldiers of the war of 1812.

Senate resolution in relation to taxes was read and tabled by the following vote:

YEAS—Messrs. Barnes, Beall, Brogden, Cherry, Davis, Galloway, Graham, Jones of Mecklenburg, Legg, Lindsay, Melchor, Moore of Yancey, Respass, Scott, Shoffner, Stephens, Sweet, White and Wilson—19.

NAYS—Messrs. Beasley, Beeman, Bellamy, Blythe, Colgrove, Cook, Etheridge, Eppes, Forkner, Harrington, Jones of Columbus, Long, Love, Mason, Martindale, Robbins, Smith and Winstead—18.

Engrossed House resolution to provide for the insane was taken up and adopted.

Engrossed House Bill to incorporate the Valley Rail Road Company, passed second reading.

The House of Representatives transmitted the following bills, which were read first time and referred as stated :

Engrossed House bill to amend an act relative to the Western Turnpike Road leading from Asheville to Murphy.

To the Committee on Internal Improvements.

Engrossed House bill to amend an act passed at the session of 1868-'69, relative to the Western Turnpike Road leading from Asheville to the Tennessee line.

To the Committee on Internal Improvements.

Engrossed House bill to amend an act to prevent the obstruction of fish up Little River.

To the Committee on Fisheries.

The President announced Messrs. Cherry, Beeman and Hyman as the Committee on Deaf, Dumb and Blind Asylum.

Senate bill to amend section 560, Title 21, of the Code of Civil Procedure, was read second time.

The substitute offered by the Judiciary Committee was adopted.

As amended the bill passed second reading.

Senate bill to repeal section 1 of an act to require the registration of deeds, ratified April 12, 1869, was read second time.

The substitute offered by the Judiciary Committee was adopted.

As amended the bill passed second reading.

Mr. Blythe gave notice of a bill to restrict the County Commissioners of the several Counties of North Carolina.

Mr. Respass moved a reconsideration of the vote by which the Senate adopted Engrossed House resolution concerning taxes assessed upon the Raleigh & Gaston and Wilmington & Weldon Rail Road Companies.

Mr. Galloway moved to lay that motion on the table.

Not agreed to by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Cherry, Galloway, Graham, Jones of Mecklenburg, Legg, Lindsay, Melchor and White—12.

NAYS—Messrs. Beeman, Bellamy, Blythe, Colgrove, Cook, Davis, Etheridge, Eppes, Forkner, Harrington, Jones of Columbus, Long, Love, Mason, Martindale, Respass, Robbins, Smith, Stephens, Winstead and Wilson—21.

The motion to reconsider prevailed.

Mr. Robbins moved that the further consideration of the bill be postponed until Thursday next at 12 o'clock, and that it be made a Special Order for that hour.

Mr. Love moved to postpone indefinitely.

The motion prevailed by the following vote :

YEAS—Messrs. Beasley, Beeman, Bellamy, Blythe, Colgrove, Cook, Davis, Etheridge, Forkner, Harrington, Jones of Columbus, Long, Love, Mason, Martindale, Moore of Yancey, Respass, Stephens and Winstead—19.

NAYS—Messrs. Barnes, Beall, Brogden, Cherry, Eppes, Galloway, Graham, Jones of Mecklenburg, Legg, Lindsay, Melchor, Robbins, Scott, Shoffner, Smith and White—16.

Leave of absence was granted Mr. Jones, of Columbus, until Tuesday next.

On motion of Mr. Jones, of Columbus, the Senate adjourned until 10 o'clock to-morrow.

SATURDAY, DECEMBER 4th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Friday was read and approved.

Mr. Lindsay, for the Committee on Claims, reported unfa-

vorably the claim of Ex-Governor Manly, re-submitting the claim of Ex-Governor Worth, asked to be discharged from the further consideration of the claim of R. S. Tucker, and reported a resolution in favor of M. A. Bledsoe.

The report was concurred in.

Mr. Galloway introduced a resolution in relation to Wm. A. Smith, President of the North Carolina Rail Road Company.

Laid over.

Mr. Respass a resolution in relation to a recess.

Laid over.

Mr. Lassiter introduced a bill to allow the Commissioners of Granville County to levy a special tax.

Read first time, and referred to the Committee on Propositions and Grievances.

Mr. Respass introduced a resolution requesting the several Committees to report promptly all bills in their hands.

Adopted.

Mr. Brogden introduced a bill in favor of Nathaniel R. Jones, Sheriff of Warren County.

Read first time, and referred to the Committee on Finance.

Mr. Martindale a bill to incorporate the "Old North State Gas Light Company."

Read first time, and referred to the Committee on Internal Improvements.

The President announced Messrs. Cook, White, Murphy, Graham and Legg as the Committee on Enrolled Bills.

Mr. Brogden introduced a resolution in relation to the claim of R. S. Tucker, indefinitely postponing the same.

Laid over.

Engrossed House bill to incorporate the Valley Rail Road Company was read third time.

Mr. Respass moved to amend by adding to section 1 as follows: "Provided the stock of this Company shall be subject to the same tax as other property in the State."

The amendment was adopted.

As amended, the bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Blythe, Cook, Etheridge, Eppes, Forkner, Galloway, Harrington, Lassiter, Legg, Lindsay, Love, Mason, Martindale, Melchor, Moore of Yancey, Respass, Robbins, Scott, Shoffner, Smith, Stephens, White Winstead and Wilson—30.

NAY—Mr. Graham—1.

The House of Representatives transmitted the following bills and resolutions, which were read first time, and referred, as stated:

Engrossed House bill to amend section 19, chapter 184, of the Public Laws of 1868-'69.

To the Committee on Education.

Engrossed House bill to repeal chapter 240 of the Public Laws of 1868-'69, authorizing the Commissioners of Chatham County to levy a special tax.

To the Committee on Propositions and Grievances.

Engrossed House bill to incorporate the Rock Spring Camp Ground in Rutherford County.

To the Committee on Corporations.

Engrossed House resolution concerning property destroyed by the Federal Army in certain cases.

Laid over.

Engrossed House bill to extend the corporate limits of the town of Rutherfordton, passed its several readings.

Passed its third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Blythe, Cook, Cherry, Etheridge, Eppes, Forkner, Galloway, Harrington, Jones of Wake, Lassiter, Legg, Lindsay, Love, Mason, Martindale, Melchor, Moore of Yancey, Scott, Shoffner, Smith, Stephens, Sweet, White, Winstead and Wilson—31.

NAY—Mr. Graham—1.

Mr. Blythe introduced a bill to regulate the meetings and fees of County Commissioners.

Read first time, and referred to the Judiciary Committee.

Also, a bill to incorporate the Southern Copper Company.

Read first time, and referred to the Committee on Corporations.

Mr. Shoffner a resolution amending the Rules of Order of the Senate.

Laid over.

Senate resolution concerning pensions of soldiers of the war of 1812, was read.

Mr. Brogden moved to amend, by inserting after the words "1812," in section 1st, the following: "Their widows and children during the minority of said children."

The amendment was adopted.

The resolution, as amended, was adopted.

Mr. Love introduced a bill to amend sections 98 and 100, chapter 270, laws 1868-'69.

Read first time, and referred to the Judiciary Committee.

Also, a resolution in relation to printing.

Laid over.

By Mr. Respass, a bill to appropriate certain lands to the Board of Education for the use of Common Schools.

Read first time, and referred to the Committee on Judiciary.

On motion of Mr. Love, Senate resolution providing for a recess from December 23d to January 3d, 1870, was taken up, under a suspension of the rules, by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Blythe, Colgrove, Cook, Cherry, Eppes, Graham, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Respass, Robbins, Scott, Smith, Stephens, Sweet, Winstead and Wilson—29.

NAYS—Messrs. Etheridge, Moore of Yancey, Shoffner and White—4.

Mr. Love moved to amend, by striking out "December 23d," and inserting "December 13th;" also, by striking out "January 3d," and inserting "January 11th."

Mr. Robbins moved to amend the amendment, by striking

out "January 11th," and inserting "December 27th;" also, by striking out "December 13th," and inserting "December 23d."

The gestion was divided.

Mr. Jones, of Wake, moved the previous question.

The motion prevailed.

The motion to strike out was agreed to by the following vote:

YEAS—Messrs. Beall, Beasley, Bellamy, Brogden, Cook, Etheridge, Eppes, Forkner, Galloway, Graham, Harrington, Lassiter, Long, Martindale, Melchor, Moore of Yancey, Respass, Robbins, Shoffner, Stephens and White—21.

NAYS—Messrs. Barnes, Beeman, Blythe, Colgrove, Cherry, Jones of Wake, Lindsay, Love, Mason, Scott, Smith, Winstead and Wilson—13.

The amendment offered by Mr. Robbins was adopted by the following vote:

YEAS—Messrs. Beasley, Bellamy, Brogden, Colgrove, Cook, Etheridge, Eppes, Forkner, Galloway, Graham, Harrington, Lassiter, Long, Martindale, Melchor, Moore of Yancey, Robbins, White and Winstead—19.

NAYS—Messrs. Barnes, Beall, Beeman, Blythe, Cherry, Jones of Wake, Lindsay, Love, Mason, Respass, Scott, Shoffner, Smith, Stephens and Wilson—15.

The amendment offered by Mr. Love, as amended, was adopted by the following vote:

YEAS—Messrs. Bellamy, Brogden, Etheridge, Eppes, Forkner, Galloway, Graham, Harrington, Lassiter, Long, Love, Mason, Martindale, Melchor, Moore of Yancey, Robbins, Smith, Stephens and White—15.

NAYS—Messrs. Barnes, Beall, Beasley, Beeman, Blythe, Colgrove, Cook, Cherry, Jones of Wake, Lindsay, Respass, Scott, Shoffner, Winstead and Wilson—15.

The resolution, as amended, was rejected by the following vote:

YEAS—Messrs. Bellamy, Brogden, Colgrove, Cook, Eth-

eridge, Forkner, Galloway, Graham, Harrington, Long, Love, Martindale, Moore of Yancey, Robbins, Stephens and White—16.

NAYS—Messrs. Barnes, Beall, Beasley, Beeman, Blythe, Cherry, Eppes, Lassiter, Lindsay, Mascn, Melchor, Respass, Scott, Shoffner, Smith, Winstead and Wilson—17.

On motion of Mr. Moore, of Yancey, the Senate adjourned until Monday morning, at 10 o'clock.

MONDAY, DECEMBER 6th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Saturday was read and approved.

The President laid before the Senate a communication from Wm. Barrow, Senator from the 4th Senatorial District, requesting the Senate to accept his resignation.

The same was read.

Mr. White moved the Senate accept the resignation, when Mr. Robbins made the point that a tender of resignation by a member of the Senate necessarily vacates his seat, and it is not in order for the Senate to take any action upon it either in the way of accepting or refusing to accept such resignation.

The President decided the point of order not well taken, saying that if a Senator's resignation is bound to be accepted by the Senate as soon as tendered, he may be guilty of some gross violation of law and of the rules of order, and may avoid expulsion or censure, or such other punishment as his conduct deserves, or which this body may choose to inflict, simply by tendering his resignation. A Senator may be guilty of an offence during a recess, which is wholly unworthy of the high position which he occupies, calculated to bring scandal upon this body and re-

proach upon himself. And if he, by simply tendering his resignation can vacate his seat, he may well defy this body and thus escape the punishment which he may richly deserve. It would be an unwise and dangerous precedent. Again, if a Senator during vacation forwards his resignation to the Governor for good cause shown, he, the Governor, may refuse to accept it, and may refer the same with his reasons for refusing to accept, to the Senate upon the re-assembling, so that there may be an investigation, or a Senator may rise in his place in the Senate Chamber, defy all the authority of the State, of the people and of the Senate with perfect impunity, and cast imputations upon the body of which he is a member, which are unjust, ungenerous, and false, if he can, by tendering his resignation, vacate his seat and put himself beyond the reach of the only tribunal which can take cognizance of his offence.

The Chair also thinks that the Senate ought, as a matter of course, accept the resignation now tendered, because the Senator from the 4th District has always, during the sessions as well as during the vacation, demeaned himself as a gentleman and as an honorable Senator, and there are no charges against him.

The Chair would further say that the point of order raised by the Senator from Rowan, has already been decided by this Senate adversely to him in that the Senate did heretofore permit the Senator from the Fourth District to withdraw his resignation, and did also entertain and vote upon a motion made to accept the resignation of the Senator from the 38th Senatorial District. The Chair therefore deems the question already adjudicated, and if the Senate now sustains the point made by the Senator from Rowan, it will ignore what it has heretofore done on the same question.

Mr. Robbins appealed from the decision of the Chair.

When on motion of Mr. Sweet, the subject was postponed until to-morrow at 12 o'clock.

Mr. Seott, for the Committee on Education, reported Senate

bill defining the duties of County Commissioners of Henderson County in certain cases, with a substitute for the same.

The House of Representatives announced by message of their concurrence in Senate bill to incorporate the Granville Rail Road Company.

Also, Senate bill to forbid the sale of spirituous liquors within three miles of what is known as the Clegg Copper Mine, in Chatham County.

And transmitted engrossed House bill to authorize Committees of investigation to enforce the attendance of witnesses.

Which was read first time and referred to the Committee on Judiciary.

With permission, Mr. Blythe introduced a bill to facilitate the payment of County debts and liabilities, and to save expenses to the County.

Read first time and referred to the Finance Committee.

Mr. Love, by permission, the following bills, which were read first time and referred as stated :

A bill to charter the Whitesides Mountain Turnpike Company.

To the Committee on Internal Improvements.

A bill to incorporate Junaluska Lodge, No. 145.

To the Committee on Corporations.

A bill to repeal section 8, chapter 41, of an ordinance ratified March 13th, 1868.

The following resolutions were introduced :

By Mr. Sweet, a joint resolution authorizing compensation to Geo. O. Spooner for services rendered the office of Superintendent of Public Works.

Laid over.

By Mr. Lindsay, a resolution in regard to Legislative Clerks.

Laid over.

By Mr. Cook, a resolution instructing the Committee on Finance to make certain reports.

Laid over.

By Mr. Love, the following, viz : a resolution in relation to bonds and coupons.

Adopted.

A resolution of inquiry concerning pay of Code Commissioners.

Adopted.

A resolution concerning service of Code Commissioners

Adopted.

Engrossed House bill to amend section 485, title 12, chapter 12, of the Code of Civil Procedure, was read third time.

The substitute offered by the Committee on Judiciary, was adopted.

As amended, the bill passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Cherry, Etheridge, Forkner, Galloway, Hayes, Harrington, Lassiter, Lindsay, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Smith, Stephens, Sweet, White, Winstead and Wilson—28.

NAYS—Messrs. Eppes, Jones of Mecklenburg, Martindale, Robbins and Scott—5.

The following Senate resolution, offered by Mr. Brogden, was taken up :

WHEREAS, What has been called "the Tucker Claim," based upon Confederate currency, received by the Public Treasurer in the year 1863, when said currency was much depreciated, was rejected by the Legislature of 1866-'67, and was again rejected by the Legislature of 1868-'69, and the Committee on Claims, to whom the same claims was again referred during the present session of the Legislature, have again considered the subject and ask to be discharged from its further consideration.

And whereas, An ordinance passed by the State Convention on the 19th day of October, 1865, prohibiting the payment of

all public debts created or incurred in aid of the late rebellion, declares as follows :

Be it further declared and ordained, That all debts and obligations created or incurred by the State in aid of the late rebellion, directly or indirectly, are void, and no General Assembly of this State shall have power to assume or provide for the payment of the same, or any portion thereof, nor shall any General Assembly of this State have power to assume or provide for the payment of any portion of the debts or obligations created or incurred directly or indirectly by the late so-called Confederate States, or by its agents, or under its authority.

And whereas, All the currency received or used by the Public Treasurer of the State of North Carolina, in the year 1863, when the State had been engaged for about two years in actual hostility and rebellion against the authorities and Government of the United States was directly or indirectly in aid of the rebellion, and was therefore most positively and unequivocally prohibited and repudiated by the ordinance of the State Convention, and by the Constitution of North Carolina ;

And whereas, divers acts of the General Assembly and ordinances of the State Convention, unquestionably and conclusively prove that in the year 1863, when the Public Treasurer received the depreciated Confederate currency upon which, what has been called the Tucker claim was based, the State was and had been engaged in a desperate rebellion against the United States for about two years, and the therefore said claim was of course repudiated by the State Convention.

The following named acts of the General Assembly and ordinances of the State Convention will conclusively prove that the State was engaged in the rebellion for two years or more before the basis of said claim was ever named : “ An ordinance to dissolve the Union between the State of North Carolina and the other States united with her under the compact of government entitled the Constitution of the United States, ratified the 20th day of May, 1861.” “ An ordinance vesting in the Confederate States of America jurisdiction over certain tracts

of land in the town of Fayetteville, N. C., ratified the 5th day of June, 1861.

An ordinance to ratify the Constitution of the Confederate States of America, ratified the 19th day of June, 1861.

And divers other acts of the General Assembly and ordinances of the State Convention, showing that the State of North Carolina was engaged in the year 1863, in rebellion against the United States; therefore

Resolved, That what has been called the "Tucker claim" having been based upon depreciated Confederate currency in the year 1863, be and the same is hereby indefinitely postponed.

Mr. Martindale moved to lay the whole subject on the table. The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Colgrove, Cook, Galloway, Hayes, Jones of Mecklenburg, Lindsay, Love, Mason, Martindale, Melchor, Robbins, Scott, Shoffner, Sweet, Welker, Winstead and Wilson—21.

NAYS—Messrs. Bellamy, Brogden, Burns, Blythe, Etheridge, Eppes, Forkner, Harrington, Lassiter, Long, Moore of Yancey, Smith, Stephens and White—14.

The hour of the Special Order having arrived, Senate bill to provide for the funding of the public debt was taken up, and on motion of Mr. Sweet, was recommitted to the Finance Committee with instructions.

Senate bill to amend section 560, title 21, of the Code of Civil Procedure, was read third time.

The substitute offered by the Judiciary Committee, was adopted.

As amended by the adoption of the substitute, the bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Beasley, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Cherry, Etheridge, Eppes, Forkner, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Yancey, Robbins, Scott, Smith, Stephens, White, Winstead and Wilson—26.

NAYS—Messrs. Galloway, Hayes and Harrington—3.

Senate bill to repeal section 9, of an act suspending the Code of Civil Procedure in certain cases, ratified March 22d, 1869, was read second time.

The substitute offered by the Judiciary Committee, was rejected by the following vote:

YEAS—Messrs. Hayes, Lindsay, Stephens, Welker, Winstead and Wilson—6.

NAYS—Messrs. Barnes, Beall, Beasley, Beeman, Ballamy, Brogden, Burns, Blythe, Colgrove, Cook, Cherry, Etheridge, Eppes, Forkner, Galloway, Harrington, Jones of Mecklenburg, Legg, Long, Love, Mason, Martindale, Melchor, Moore of Yancey, Robbins, Scott, Shoffner, Smith and Sweet—29.

The bill passed second and third readings by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Burns, Colgrove, Galloway, Jones of Mecklenburg, Lassiter, Legg, Long, Love, Mason, Melchor, Moore of Yancey, Scott, Shoffner, Smith, Sweet, White, Winstead and Wilson—21.

NAYS—Messrs. Beeman, Bellamy, Brogden, Blythe, Cook, Cheary, Etheridge, Eppes, Forkner, Hayes, Harrington, Lindsay, Martindale and Welker—14.

Senate bill to repeal section 1 of an act to require the registration of deeds, ratified April 12th, 1869, passed third reading by the following vote:

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Burns, Blythe, Eppes, Forkner, Galloway, Hayes, Harrington, Lindsay, Long, Love, Mason, Melchor, Moore of Yancey, Robbins, Scott, Shoffner, Smith, Stephens, Welker, Winstead and Wilson—25.

NAYS—Messrs. Etheridge, Legg and White—3.

Senate resolution in favor of M. A. Bledsoe, passed first reading.

Senate resolution in relation to Wm. A. Smith, President of the North Carolina Road Company, was read, and,

On motion of Mr. Galloway, was postponed until Friday next, at 11 o'clock, and made a special order for that hour.

Engrossed House resolution concerning property destroyed by the Federal Army in certain cases, was taken up.

Mr. Etheridge moved to refer the resolution to the Committee on Propositions and Grievance.

The motion to refer prevailed by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Colgrove, Cook, Cherry, Etheridge, Forkner, Galloway, Harrington, Jones of Mecklenburg, Lassiter, Legg, Long, Melchor, Robbins and Scott—20.

NAYS—Messrs. Beeman, Blythe, Eppes, Hayes, Lindsay, Love, Martindale, Moore of Yancey, Shoffner, Smith, Sweet, Welker, White, Winstead and Wilson—15.

Senate resolution relating to printing was adopted.

Senate resolution amending Rule 13, of the Rules of Order of the Senate, was taken up and rejected.

Mr. Robbins gave notice of a bill amending the present law on the subject of Judges signing judgments and orders of Court.

Senate bill defining the duties of County Commissioners was read third time.

Mr. Robbins moved to recommit the bill to the Committee on Education.

The motion was rejected.

The substitute offered by the Committee on Education to whom the bill was referred, was rejected.

The question being on the original bill, the following amendments were offered:

Mr. Lindsay moved to add after the word "Henderson," the word "Rockingham."

Mr. Beeman, Anson and Union.

Mr. Blythe, Buncombe and Transylvania.

Mr. Love, Clay, Cherokee, Macon, Jackson, Haywood and Burke.

Mr. Cook, Johnston.

Mr. Sweet, Craven and Carteret.

Mr. Martindale, Martin, Washington and Tyrell.

Mr. Melchor, Stanly and Cabarrus.

Mr. Winstead, Person.

Mr. Smith, Wilkes, Ashe and Alleghany.

Mr. Forkner, Yadkin and Surry.

Mr. Lassiter, Granville.

Mr. Brogden, Wayne and Greene.

Mr. Beasley, Bertie and Hertford.

Mr. Beall, Caldwell and Watauga.

Mr. Scott, Duplin and Onslow.

Mr. Eppes, Halifax.

Mr. Wilson, Stokes and Forsythe.

Mr. Robbins, Rowan.

Mr. Colgrove, Jones and Lenoir.

The amendments were adopted.

Mr. Lindsay moved to amend by striking out the word "Commissioners," in line 3, section 1, and inserting "Township Board of Trustees."

The amendment was adopted.

The bill as amended, was rejected on third reading, by the following vote:

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Blythe, Cook, Etheridge, Eppes, Lassiter, Lindsay, Love, Martindale, Melchor, Robbins and Scott—15.

NAYS—Messrs. Beall, Bellamy, Burns, Colgrove, Cherry, Forkner, Galloway, Harrington, Jones of Mecklenburg, Long, Moore of Yancey, Smith, Sweet, Welker, White and Wilson—16.

On motion of Mr. Love, the Senate adjourned until tomorrow at 10 o'clock, A. M.

TUESDAY, DECEMBER 7th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Monday was read and approved

Mr. Forkner for the Committee on Internal Improvements, reported favorably, the following bills, viz:

Engrossed House bill to amend an act relative to the Western Turnpike Road, leading from Asheville to Murphy.

Senate bill to amend several Rail Road charters.

Senate bill to charter the Whitesides Mountain Turnpike.

Mr. Welker, for the Committee on Education, reported favorably,

Engrossed House bill to amend section 19, chapter 184, of the public laws of 1868-69.

Mr. White, for the same Committee, reported with amendments,

Senate bill to amend and consolidate the several acts of the General Assembly of this State for the organization and government of the University, and for other purposes.

Mr. Mason, for the Committee on Internal Improvements, reported unfavorably

Senate bill to suspend work on the Marion and Asheville Turnpike Road and all its branches.

Mr. Smith, for the Committee on Propositions and Grievances, reported favorably,

Senate bill for the relief of the sureties of J. W. C. Piercy, deceased.

Also, Senate bill authorizing the County Commissioners of Granville County to levy a special tax.

Mr. Cherry, for the Committee on Education, reported unfavorably,

Senate bill to amend section 3, chapter 184 of the laws of 1868-'69.

Mr. Davis introduced a bill to amend chapter 172 of the laws of 1868-'69.

Read first time and referred to the Committee on Finance.

Senate joint resolution authorizing compensation to George O. Spooner, for services in the office of Superintendent of Public Works, passed first reading.

Senate resolution in regard to legislative clerks, was adopted.

Senate resolution authorizing the Treasurer to pay M. A. Bledsoe, the sum of five thousand three hundred and seventy-three dollars and forty-seven cents, (\$5,373.47,) was taken up.

Mr. Hayes moved to amend by adding the following:

"Provided, That the said amount be paid in bonds of the State, at par."

The amendment was rejected by the following vote:

YEAS—Messrs. Bellamy, Burns, Colgrove, Cook, Davis, Hayes, Harrington, Jones of Columbus, Legg, Martindale, Smith and Stephens—12.

NAYS—Messrs. Barnes, Beall, Beasley, Beeman, Etheridge, Eppes, Forkner, Galloway, Jones of Mecklenburg, Lassiter, Lindsay, Love, Mason, Melchor, Moore of Yancey, Murphy, Robbins, Scott, Shoffner, Welker, White, Winstead and Wilson—23.

The resolution passed second reading, by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Cherry, Davis, Eppes, Forkner, Galloway, Jones of Mecklenburg, Lassiter, Lindsay, Love, Mason, Melchor, Murphy, Robbins, Scott, Sweet, Welker, White, Winstead and Wilson—22.

NAYS—Messrs. Beasley, Bellamy, Burns, Colgrove, Cook, Etheridge, Hayes, Harrington, Jones of Columbus, Legg, Long, Martindale, Moore of Yancey, Shoffner, Smith and Stephens—16.

On motion of Mr. Galloway, the vote by which the Senate rejected on third reading, Senate bill defining the duties of the County Commissioners of Henderson County in certain cases, was reconsidered.

The amendment offered by Mr. Lindsay and adopted, viz : to strike out the word "Commissioners," and to insert "Township Board of Trustees," was, on motion of Mr. Lindsay, reconsidered.

The question recurring on the adoption of the amendment, the same was rejected.

When the bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Galloway, Lassiter, Lindsay, Love, Martindale, Melchor, Moore of Yancey, Murphy, Scott and Winstead—18.

NAYS—Messrs. Bellamy, Colgrove, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Jones of Columbus, Jones of Mecklenburg, Legg, Shoffner, Smith, Welker White and Wilson—16.

Senate bill for the relief of E. H. Ray, late Sheriff, was taken up.

Mr. Stephens moved to postpone the consideration of the bill until the second week in January.

The motion did not prevail.

Mr. Love moved to amend by adding the following:

"Provided, Said Sheriff shall produce receipts showing he has paid the State and County taxes, and that no tax-payer shall be required to pay any of said tax until said receipts are shown him."

The amendment was adopted.

As amended, the bill was,

On motion of Mr. Galloway, indefinite postponed.

The Special Order being the consideration of Senate bill to repeal certain acts passed at the session of 1868-'69.

And Senate resolution to withdraw State bonds from market.

The same were taken up, and

On motion of Mr. Welker, were referred to the Judiciary Committee.

The hour of twelve having arrived, the Special Order being the consideration of the appeal taken by Mr. Robbins from the decision of the Chair, in relation to the resignation of Mr. Barrow, Senator from the 4th Senatorial District, the same was taken up.

The decision of the Chair was sustained as the decision of the Senate, by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Bellamy, Burns, Blythe, Colgrove, Cherry, Davis, Eppes, Forkner, Harrington, Jones of Columbus, Legg, Long, Moore of Yancey, Smith, Welker, White and Winstead—20.

NAYS—Messrs. Barnes, Brogden, Cook, Etheridge, Galloway, Hayes, Jones of Mecklenburg, Lassiter, Lindsay, Love, Mason, Martindale, Melchor, Murphy, Robbins, Scott, Shoffner, Sweet and Wilson—19.

The motion of Mr. White to accept the resignation of Mr. Barrow, was adopted.

The House of Representatives transmitted engrossed House resolution granting recess from December 20th, until January 10th, 1870.

Mr. Galloway moved to lay the resolution on the table.

Not agreed to, by the following vote :

YEAS—Messrs. Bellamy, Burns, Colgrove, Etheridge, Eppes, Forkner, Galloway, Long, Martindale, Moore of Yancey, Robbins and Sweet—12.

NAYS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Blythe, Cook, Cherry, Davis, Hayes, Harrington, Jones of Mecklenburg, Lassiter, Lindsay, Love, Mason, Melchor, Murphy, Scott, Shoffner, Smith, Welker, White, Winstead and Wilson—25.

The resolution was adopted by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Blythe, Cook, Cherry, Davis, Harrington, Jones of Mecklenburg, Lassiter, Lindsay, Love, Mason, Melchor, Murphy, Scott, Shoffner, Smith, Welker, Winstead and Wilson—23.

NAYS—Messrs. Bellamy, Burns, Colgrove, Etheridge, Eppes,

Forkner, Galloway, Hayes, Martindale, Moore of Yancey, Robbins and White—12.

Mr. Shoffner moved to reconsider the vote just taken.

On motion of Mr. Jones, of Mecklenburg, the motion to reconsider was laid on the table.

Mr. Moore, of Yancey, introduced a resolution to adjourn *sine die*, Dec. 20th, 1869.

Laid over under the rule.

Mr. Jones of Mecklenburg, introduced a bill to amend an act to provide for a system of public instruction.

Read first time and referred to the Committee on Education.

On motion of Mr. Galloway, the Senate adjourned until to-morrow at 10 o'clock, A. M.

WEDNESDAY, DECEMBER 8th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Tuesday was read and approved.

The roll was called, the following Senators answered to their names:

Messrs. Barnes, Bellamy, Brogden, Burns, Blythe, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Mason, Melchor, Moore of Yancey, Scott, Shoffner, Smith, Welker, White, Winstead and Wilson.—26.

Mr. Winstead, for the Judiciary Committee, reported favorably,

Senate bill to amend sections 98 and 100, chapter 270, laws of 1868-'69.

Also, Senate bill concerning the Probate and Registration of Deeds and other instruments.

Mr. Brogden, for the Committee on Finance, reported and asked to be discharged from the further consideration of Senate bill to facilitate the payment of County debts and liabilities, and to save expenses to the County.

The report was not agreed to.

Mr. Jones, of Mecklenburg, for the Judiciary Committee, reported favorably,

Senate resolution to withdraw State bonds from market.

And Senate bill to amend section 18 of an act relating to Special Procedure in cases of Mills.

And unfavorably, Senate bill concerning town lots and other public property.

And with amendments, Senate bill to enable landholders in certain cases to consolidate the surveys of different tracts.

Mr. Shoffner, for the Committee on Corporations, reported favorably,

Senate bill to incorporate the Town of Wilkesboro'.

And Engrossed House bill to amend an act to incorporate the Town of Hickory Tavern, in the County of Catawba ratified December 12th, 1863.

Mr. Robbins, for the Committee on Corporations reported a substitute for Senate bill to incorporate a Bank in the City of Raleigh.

Senate resolution authorizing the Public Treasurer to pay M. A. Bledsoe the sum of \$5,373 47, was read third time.

Mr. Hayes moved to amend by adding as follows :

Provided, That the said amount be paid in bonds of the State at par.

The amendment was rejected by the following vote :

YEAS—Messrs. Bellamy, Brogden, Burns, Blythe, Colgrove, Davis, Etheridge, Eppes, Hayes, Legg, Long, Martindale, Moore of Carteret, Smith, Stephens and Sweet—16.

NAYS—Messrs. Barnes, Beall, Forkner, Galloway, Graham,

Lindsay, Love, Mason, Melchor, Moore of Yancey, Robbins, Scott, Shoffner, Welker, White, Winstead and Wilson—17.

Mr. Cook moved to re-commit to the Committee on Claims.

The motion did not prevail by the following vote :

YEAS—Messrs. Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Hayes, Harrington, Jones of Wake, Lassiter, Legg, Long, Moore of Carteret, Shoffner, Smith, Stephens and Winstead—18.

NAYS—Messrs. Barnes, Beall, Beeman, Bellamy, Etheridge, Forkner, Galloway, Graham, Jones of Mecklenburg, Lindsay, Love, Mason, Martindale, Melchor, Murphy, Robbins, Scott, White and Wilson—19.

Mr. Moore, of Carteret, moved to refer to the Committee on Propositions and Grievances.

Mr. Galloway moved the previous question.

The motion prevailed by the following vote :

YEAS—Messrs. Beall, Beeman, Bellamy, Burns, Blythe, Colgrove, Davis, Etheridge, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Jones of Mecklenburg, Legg, Long, Melchor, Shoffner, White and Wilson—21.

NAYS—Barnes, Brogden, Cook, Jones of Wake, Lassiter, Lindsay, Love, Mason, Martindale, Moore of Carteret, Murphy, Robbins, Scott and Winstead—14.

The question being on the passage of the resolution the third reading.

The same was rejected by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Cherry, Forkner, Galloway, Graham, Jones of Mecklenburg, Lindsay, Love, Mason, Melchor, Murphy, Robbins, Scott, Welker, White and Wilson—19.

NAYS—Messrs. Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Etheridge, Eppes, Hayes, Harrington, Jones of Wake, Lassiter, Legg, Long, Martindale, Moore of Carteret, Moore of Yancey, Shoffner, Smith, Stephens, Sweet and Winstead—22.

The following bills were introduced, read first time and referred as stated :

By Mr. Robbins, a bill to amend and continue in force an act suspending the Code of Civil Procedure in certain cases, ratified March 22d, 1869.

To the Judiciary Committee.

Also, a bill to amend section 5, chapter 93, of the Public Laws passed at the session of 1868-'69.

To the Judiciary Committee.

By Mr. Welker, a bill requiring County Commissioners to report to the Board of Public Charities.

To the Committee on Propositions and Grievances.

By Mr. Love, a bill for the redemption of Real Estate.

To the Judiciary Committee.

The House of Representatives transmitted the following bills, which were read first time and disposed of as stated :

Engrossed House bill to incorporate the Elizabeth City and Norfolk Rail Road Company.

Referred to the Committee on Internal Improvements.

Engrossed House bill to change the line between the Counties of Surry and Alleghany.

Placed on the Calendar.

The President appointed Mr. Long on the Committee on Finance.

And Mr. Lassiter on the Committee on Insane Asylum, *vice* Mr. Barrow, resigned.

Mr. Robbins introduced a resolution instructing the Committee on Agriculture.

Adopted.

Senate resolution instructing the Committee on Finance to make certain reports, was taken up and adopted.

Mr. Legg presented a petition from the citizens of Wilmington in relation to the Special Court at Wilmington.

Referred to the Judiciary Committee.

Mr. Galloway, a similar petition, referred as above.

On motion of Mr. Galloway, Senate bill in relation to the Special Court at Wilmington, with the substitute for the same

offered by the Judiciary Committee, were re-committed to the Judiciary Committee.

By permission, Mr. Colgrove introduced a bill for the charter of a Rail Road through the Counties of Jones and Onslow.

Read first time and referred to the Committee on Internal Improvements.

Senate resolution authorizing compensation to Geo. O. Spooner for services rendered in the Office of Superintendent of Public Works, was read second time and referred to the Committee on Claims.

Senate bill to incorporate the Whiteside Mountain Turnpike, passed second and third readings under a suspension of the rules.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Burns, Blythe, Colgrove, Cook, Davis, Etheridge, Eppes, Forkner, Galloway, Hayes, Harrington, Jones of Mecklenburg, Lassiter, Legg, Long, Love, Mason, Martindale, Melchor, Moore of Yancey, Murphy, Robbins, Scott, Shoffner, Smith, Stephens, Welker, White, Winstead and Wilson—34.

NAYS—None.

Senate bill to amend several Rail Road charters was read second time.

Mr. Hayes moved to amend by adding the following :

“ Provided that this shall not apply to the following roads, viz: The North Carolina ; Atlantic, Tennessee and Ohio ; Western North Carolina ; Western ; Wilmington, Charlotte and Rutherford ; Raleigh and Gaston ; Chatham ; Williamston and Tarboro’ ; Wilmington and Weldon and North Western North Carolina.

Mr. Shoffner moved to postpone and make the bill a special order for to-morrow at 12 o’clock, and that it be printed.

Mr. Sweet moved to postpone and make the bill a special order for Tuesday, January 11th, at 12 o'clock.

Mr. Bellamy moved the previous question.

On motion of Mr. Forkner, the Senate adjourned until to-morrow at 10 o'clock A. M.

THURSDAY, DECEMBER 9th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Wednesday was read and approved.

Mr. Robbins presented a petition from the citizens of Davidson County, protesting against a law to forbid the sale of spirituous liquors within three miles of Silver Hill mine.

Referred to the Committee on Propositions and Grievances.

Mr. Forkner, for the Committee on Internal Improvements, reported favorably Senate bill to incorporate the Old North State Gas Light Company ;

Also, engrossed House bill to incorporate the Elizabeth City and Norfolk Rail Road Company.

Mr. Mason, for the Committee on Internal Improvements, reported favorably Senate bill to secure the return to the Public Treasurer of bonds issued to the Chatham Rail Road Company, which have been declared illegal by the Supreme Court.

Mr. Lassiter, for the same Committee, reported with amendments, Senate bill for a charter of a Rail Road through the Counties of Jones and Onslow.

Referred to the Committee on Education.

Mr. Graham, for the Judiciary Committee, reported Senate bill to abolish the special court for the city of Wilmington, with a substitute for the same.

Mr. Winstead, for the Judiciary Committee, reported un-

favorably, Senate bill to regulate the meetings and fees of County Commissioners.

The following bills were introduced, read first time and referred as stated :

By Mr. Barnes, a bill to incorporate the Wilson Collegiate Seminary for young ladies.

To the Committee on Education.

By Mr. Murphy, a bill to incorporate the Franconia Manufacturing Company, of the County of Duplin.

To the Committee on Corporations.

By Mr. Legg, a bill to amend chapter 33 of the laws of 1868.

To the Judiciary Committee.

By Mr. Brogden, a bill to amend an act concerning the powers and duties of State officers, chapter 270, laws of 1868-'69, ratified April 12th, 1869, so far as relates to the general provisions concerning the Superintendent of Public Works.

To the Judiciary Committee.

By Mr. Barnes, a bill to incorporate Edgecombe Lodge, No. 298, of Ancient York Masons.

To the Committee on Corporations.

The unfinished business being the consideration on second reading of Senate bill to amend several Rail Road charters, the same was taken up.

The question being on the motion for the previous question, the same was withdrawn, when the motion to postpone and make it a Special Order for Tuesday, January 11th, at 12 o'clock, was adopted.

Senate resolution to adjourn *sine die*, Monday, December 20th, 1869, was taken up and adopted by the following vote :

YEAS—Messrs. Bellamy, Brogden, Burns, Colgrove, Cook, Etheridge, Galloway, Graham, Hayes, Jones of Columbus, Jones of Wake, Legg, Lindsay, Long, Mason, Melchor, Moore of Carteret, Moore of Yancey, Robbins, Shoffner, Stephens, White, Winstead and Wilson—24.

NAYS—Messrs. Barnes, Beall, Beeman, Blythe, Cherry,

Davis, Forkner, Harrington, Lassiter, Love, Murphy, Scott, Smith, Sweet and Welker—15.

Mr. Shoffner moved to reconsider the vote just taken.

Mr. Etheridge moved to lay that motion on the table.

Not agreed to.

The motion to reconsider prevailed by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Burns, Blythe, Cherry, Davis, Forkner, Harrington, Jones of Mecklenburg, Jones of Wake, Lindsay, Love, Mason, Melchor, Moore of Carteret, Scott, Shoffner, Smith, Sweet, Welker and Wilson—22.

NAYS—Messrs. Bellamy, Brogden, Colgrove, Cook, Etheridge, Galloway, Hayes, Jones of Columbus, Legg, Moore of Yancey, Robbins, White and Winstead—13.

Mr. Moore, of Carteret, moved to postpone indefinitely the consideration of the resolution.

The motion prevailed by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Burns, Blythe, Cherry, Davis, Forkner, Harrington, Jones of Mecklenburg, Jones of Wake, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Scott, Shoffner, Smith, Stephens, Sweet, Welker and Wilson—25.

NAYS—Messrs. Bellamy, Brogden, Colgrove, Cook, Etheridge, Galloway, Hayes, Jones of Columbus, Moore of Yancey, Robbins, White and Winstead—12.

Engrossed House bill to amend an act relative to the Western Turnpike Road, leading from Asheville to Murphy.

Passed second reading.

Mr. Forkner introduced a bill to repeal an act amendatory of the act to incorporate the Western North Carolina Rail Road Company, ratified the 15th day of February, 1855, and of all acts amendatory thereof.

Read first time and referred to the Committee on Internal Improvements.

Mr. Jones, of Wake, moved to reconsider the vote by which

the Senate rejected on third reading, Senate resolution in favor of M. A. Bledsoe. Pending its discussion,

The hour of the Special Order having arrived,

Senate bill to abolish the special court of Wilmington was taken up.

The substitute offered by the Judiciary Committee was adopted.

Mr. Robbins moved to amend the title of the bill by striking out "extend" and inserting "relating to."

Mr. Sweet moved to amend the amendment by making the title of the bill read thus: A bill to amend an act entitled an act to establish special courts in the cities of Wilmington and Newbern, ratified August 11th, A. D. 1868.

The amendment was adopted.

The amendment as amended was adopted.

Mr. Galloway offered the following amendment, which was adopted:

"That this act shall be submitted to the voters of the city of Wilmington for their ratification or rejection on the first Monday of January, 1870, and the same shall be in force from its ratification by the people."

As amended the bill passed second reading.

Leave of absence was granted Mr. Barnes during next week.

Senate bill to amend section 3, chapter 184, of the laws of 1868-'69, was read second time and rejected.

The House of Representatives transmitted the following bills and resolution, which were read first time and referred as stated:

Engrossed House bill to authorize the late Sheriff of Alexander County to Collect arrears of taxes.

To the Committee on Propositions and Grievances.

Engrossed House bill to authorize George W. Wynne, former tax collector of Hertford County, to collect arrears of taxes for the year 1867.

To the Committee on Propositions and Grievances.

Engrossed House resolution in relation to Penitentiary Bonds.

To the Judiciary Committee.

The motion of Mr. Jones, of Wake, to reconsider the vote by which the Senate rejected on third reading, Senate resolution in favor of M. A. Bledsoe, was agreed to by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Cherry, Forkner, Galloway, Graham, Jones of Mecklenburg, Lindsay, Love, Mason, Melchor, Murphy, Robbins, Scott, Welker, White and Winstead—19.

NAYS—Messrs. Bellamy, Brogden, Burns, Cook, Eppes, Hayes, Harrington, Lassiter, Legg, Long, Martindale, Moore of Yancey, Shoffner, Smith, Stephens and Sweet—16.

The question being on the passage of the resolution on its third reading, Mr. Welker moved to amend by striking out \$5,373.47, and inserting \$3,330.20.

After considerable discussion, Mr. Bellamy moved the previous question.

The motion prevailed.

The question was divided.

The motion to strike out prevailed by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Blythe, Davis, Eppes, Forkner, Galloway, Graham, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Love, Mason, Melchor, Murphy, Robbins, Scott, Shoffner, Sweet, Welker, White and Winstead—26.

NAYS—Messrs. Bellamy, Burns, Colgrove, Cook, Cherry, Etheridge, Hayes, Jones of Columbus, Legg, Lindsay, Long, Martindale, Moore of Yancey, Smith, Stephens and Wilson—16.

The motion to insert \$3,330.20 was adopted by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Davis, Forkner, Galloway, Graham, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Love,

Mason, Melchor, Murphy, Robbins, Scott, Shoffner, Sweet, Welker, White and Winstead—26.

NAYS—Messrs. Bellamy, Burns, Colgrove, Cook, Etheridge, Hayes, Jones of Columbus, Legg, Moore of Yancey, Smith and Wilson—11.

As amended the resolution passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Cook, Davis, Eppes, Forkner, Graham, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Love, Mason, Melchor, Murphy, Robbins, Scott, Shoffner, Sweet, Welker, White, Winstead and Wilson—26.

NAYS—Messrs. Bellamy, Burns, Blythe, Etheridge, Hayes, Harrington, Jones of Columbus, Martindale, Moore of Yancey, Smith and Stephens—11.

The President ratified the following :

Senate resolution in relation to the Public Treasurer.

Senate resolution in regard to Legislative Clerks :

Senate resolution in relation to bonds and coupons ;

Senate resolution in relation to the Code Commissioners.

Joint resolution requesting the Secretary of State to report the amount paid for stationery under existing laws, since the new Constitution went into effect.

Joint resolution requesting the Public Treasurer to report to this General Assembly the number of bonds issued to Rail Road Companies in pursuance to the acts of this body at its last regular session.

Joint resolutions in regard to the special tax on brandy and tobacco.

Senate resolution requesting the Public Treasurer to report the amount of money paid to Code Commissioners.

The above were transmitted by the Secretary of the Senate to the Secretary of State.

Mr. Stephens introduced a bill to repeal section three of an act to amend section one of chapter 93 of the Revised Code.

Read first time and referred to the Committee on Propositions and Grievances.

Mr. Davis, a bill to incorporate the Randleman Manufacturing Company.

Read first time and referred to the Committee on Corporations with instructions.

A message was received from the House of Representatives announcing the refusal of that body to concur in Senate substitute for engrossed House bill to amend section 485, title 19, chapter 12, of the Code of Civil Procedure.

On motion of Mr. Welker, the Senate refused to recede from its substitute and notified the House of Representatives of the same.

Mr. Cook, for the Committee on Internal Improvements, reported favorably, engrossed House bill to amend an act passed at the session of 1868-'69, relative to the Western Turnpike Road, leading from Asheville to the Tennessee line.

Mr. Love, for the Committee on Roads, reported with amendments, Senate bill entitled Roads, Bridges and Ferries.

Mr. Shoffner introduced a resolution requesting further information from the State Auditor.

Adopted.

The President announced Mr. Martindale on the Committee of Internal Improvements, vice Mr. Eaves resigned.

On motion of Mr. Smith, the Senate adjourned until to-morrow at 10 o'clock A. M.

FRIDAY, DECEMBER 10th, 1869.

Senate met pursuant to adjournment.

The President in the chair.

The Journal of Thursday was read and approved.

Leaves of absence was granted as follows :

Mr. Graham, from Monday until Thursday next.

Mr. Beasley, from Thursday until Monday.

Mr. Beeman, from Saturday until Monday.

Mr. Love, from Thursday, until the recess.

Mr. Moore, of Yancey, from Friday until the recess.

Mr. Mason, from and after to-morrow until the recess.

Mr. Smith, from Thursday until recess, by the following vote ;

YEAS—Messrs. Barnes, Bellamy, Brogden, Burns, Colgrove, Cherry, Davis, Eppes, Hayes, Jones of Columbus, Legg, Lindsay, Murphy, Scott, Shoffner, Welker, White and Winstead—18.

NAYS—Messrs. Beall, Forkner, Galloway, Harrington, Jones of Mecklenburg, Lassiter, Long, Martindale, Melchor, Moore of Carteret, Stephens and Wilson—12.

Leave of absence was granted Mr. Shoffner until Thursday next and Mr. White from Friday until the recess.

The Senate refused to grant leave of absence to Mr. Stephens from Friday until the recess by the following vote :

YEAS—Messrs. Barnes, Brogden, Burns, Cook, Davis, Hayes, Jones of Columbus, Jones of Mecklenburg, Lindsay, Mason, Moore of Yancey, Scott, Shoffner, White and Winstead—15.

NAYS—Messrs. Beall, Beasley, Beeman, Bellamy, Eppes, Forkner, Galloway, Graham, Harrington, Lassiter, Legg, Long, Love, Melchor, Moore of Carteret, Murphy, Smith, Welker and Wilson—19.

Mr. Brogden, for the Judiciary, reported favorably Senate bill to legalize certain official acts of the Chairman of the late County Courts of this State.

Mr. Soffner, for the Committee on Corporations reported Senate bill to incorporate the Randleman Manufacturing Company, and asked to be discharged from the further consideration of the bill.

The report was concurred in by the following vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cherry, Eppes, Forkner, Hayes, Jones of Columbus, Legg, Lindsay, Love, Mason, Martindale, Moore of Carteret, Moore of Yancey, Shoffner, Stephens, Sweet, Welker, White, Winstead and Wilson—26.

NAYS—Messrs. Colgrove, Cook, Davis, Galloway, Graham, Harrington, Jones of Mecklenburg, Lassiter, Melchor, Murphy, Robbins, Scott and Smith—13.

Mr. Beeman, for the Committee on Propositions and Grievances, reported favorably engrossed House bill to repeal chapter 240, of the public laws of 1868-'69, authorizing the Commissioners of Chatham County to levy a special tax.

And engrossed House bill to amend an act prohibiting the sale of intoxicating liquors on the Western North Carolina Rail Road.

And asked that Senate resolution in favor of Charles Manly be referred to the Committee on Claims.

Mr. Love moved to lay the report on the table.

The motion prevailed by the following vote :

YEAS—Messrs. Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Etheridge, Eppes, Forkner, Galloway, Hayes, Harrington, Jones of Columbus, Lassiter, Legg, Long, Love, Martindale, Moore of Carteret, Moore of Yancey, Scott, Shoffner, Smith, Stephens, Welker and White—27.

NAYS—Messrs. Barnes, Beall, Beeman, Graham, Jones of Mecklenburg, Jones of Wake, Lindsay, Melchor, Murphy, Robbins, Winstead and Wilson—12.

Mr. Smith, for the same Committee, reported unfavorably Senate bill to require certain contracts to be approved by the Township Board of Trustees.

The hour of the Special Order having arrived, Senate resolution in relation to Wm. A. Smith, President of the North Carolina Rail Road Company, was taken up.

Mr. Robbins moved to lay the resolution on the table.

The motion prevailed by the following vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Cook,

Cherry, Eppes, Forkner, Graham, Hayes, Harrington, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melchor, Murphy, Robbins, Scott, Shoffner, Smith, White and Winstead—28.

NAYS—Messrs. Bellamy, Burns, Colgrove, Davis, Etheridge, Galloway and Moore of Yancey—7.

Mr. Sweet, for the Judiciary Committee, reported favorably engrossed House bill to authorize committees of investigation to enforce the attendance of witnesses.

Mr. Winstead moved a suspension of the rules to place the bill on its passage.

Mr. Forkner called for the yeas and nays.

The call was sustained.

The rules were suspended by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cook, Cherry, Forkner, Graham, Harrington, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Yancey, Murphy, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White, Winstead and Wilson—32.

NAYS—Messrs. Colgrove, Davis, Galloway and Hayes—4.

Mr. Shoffner moved the previous question.

The motion was sustained.

The bill passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Forkner, Galloway, Graham, Harrington, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Yancey, Murphy, Robbins, Scott, Shoffner, Stephens, Sweet, Welker, White, Winstead and Wilson—33.

NAYS—Messrs. Bellamy, Davis and Hayes—3.

Mr. Hayes offered the following amendment :

“ Provided, That no State officer shall be compelled to appear before any committee acting under this act.”

Mr. Shoffner moved the previous question on the passage of the bill on its third reading.

The motion prevailed by the following vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Burns, Blythe, Cook, Cherry, Forkner, Galloway, Graham, Hayes, Harrington, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Yancey, Murphy, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, White, Winstead and Wilson—34.

NAYS—Messrs. Beall, Colgrove, Davis and Welker—4.

The amendment offered by Mr. Hayes was rejected by the following vote :

YEAS—Messrs. Bellamy, Colgrove, Davis, Galloway, Hayes, Jones of Columbus, Lassiter, Legg, Moore of Carteret, Moore of Yancey, Smith and Stephens—12.

NAYS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Eppes, Forkner, Graham, Harrington, Jones of Mecklenburg, Lindsay, Long, Love, Mason, Melchor, Murphy, Robbins, Scott, Shoffner, Sweet, Welker, White, Winstead and Wilson—27.

The bill passed third and final reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cook, Cherry, Forkner, Graham, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Murphy, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White, Winstead and Wilson—34.

NAYS—Messrs. Bellamy, Davis, Eppes, Galloway and Moore of Yancey—5.

Mr. Shoffner, for the Committee on Corporations, reported favorably the following bills :

Senate bill to incorporate Edgecombe Lodge, No. 298 of Ancient York Masons.

Engrossed House bill to incorporate the Rock Spring Camp Ground in Rutherford County.

Senate bill to incorporate the Southern Copper Company.

By permission Mr. Robbins introduced a bill to provide for election of members of the General Assembly.

And a bill to provide for the registration of the voters in this State, which were read first time and referred to the Committee on Privileges and Elections.

Mr. Burns, a bill to amend an act passed at the General Assembly of North Carolina, session of 1855, creating one million of preferred stock in the North Carolina Rail Road Company.

Read first time and referred to Committee on Judiciary.

Mr. Brogden, for the Committee on Finance, reported favorably Senate bill to provide for the payment of interest upon the bonds of the State and create a sinking fund for retiring or redeeming the same.

On motion of Mr. Love the Senate adjourned until to-morrow at 10 A. M.

SATURDAY, DECEMBER 11th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Friday was read and approved.

Leave of absence was granted as follows :

Mr. Lindsay from Friday until Monday next.

Also, to Mr. Moore, of Carteret for the same period.

To Mr. Hyman until Monday next.

To Mr. Etheridge from Thursday next until the recess.

To Mr. Colgrove for the same period.

To Mr. Blythe from Friday until the recess.

Mr. Welker presented a report from the Penitentiary Committee, the reading of which was suspended.

The report was ordered printed.

Mr. White, for the Committee on Education, reported, with amendments, Senate bill to incorporate the Wilson Collegiate Seminary for young ladies.

The House of Representatives transmitted engrossed House bill in favor of the Sheriff of Cumberland County.

Read first time and referred to the Committee on Finance.

Also, engrossed House bill to change the line between the Counties of Wilkes and Alleghany.

Passed third reading under a suspension of the rules by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Brogden, Burns, Blythe, Etheridge, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Robbins, Scott, Smith, White and Wilson—30.

NAYS—None.

A message was received from the House of Representatives requesting a Committee of Conference on Senate amendments to engrossed House bill relating to apprentices, announcing Messrs. Hinnant, Jarvis and Leary as the House branch of that Committee.

The Senate, on motion of Mr. Graham, concurred in the request, and the President announced Messrs. Graham and Welker as the Senate branch of that Committee.

The House of Representatives concurred in Senate resolution in relation to banks, and notified the Senate of the same.

On motion of Mr. Martindale the rules were suspended so as to place all private bills on their several readings.

Senate bill to authorize the County Commissioners of Granville County to levy a special tax was read second time.

Mr. Lassiter moved to insert after the word "dollars" the following words: "For the support of the poor and others."

The amendment was adopted.

The bill was, on motion of Mr. Lassiter, referred to the

Committee on Propositions and Grievances, with instructions.

Mr. Moore of Carteret, introduced a bill to extend the corporate limits of the Town of Goldsboro'.

Read first time and placed on the Calendar.

Mr. Forkner, a bill to enlarge the powers of County Commissioners.

Read first time and referred to the Committee on Judiciary.

Mr. Jones, of Wake, a bill to incorporate the Boydton and Ridgeway Turnpike Company.

Read first time and referred to the Committee on Corporations.

Senate bill for the relief of the sureties of J. W. C. Piercy passed second and third readings by the following vote:

YEAS—Messrs. Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Etheridge, Eppes, Forkner, Galloway, Graham, Harrington, Jones of Mecklenburg, Jones of Wake Lassiter, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Robbins, Scott, Smith, Stephens, Welker, White, Winstead and Wilson—32.

NAYS—None.

Mr. Brogden, for the Committee on Finance, reported favorably Senate bill in favor of Nathaniel R. Jones, Sheriff of Warren County.

And engrossed House bill in favor of the Sheriff of Cumberland County.

Mr. Jones, of Wake introduced a resolution in favor of Mrs. Jane C. Hinton.

Read first time and referred to the Committee on Claims.

Mr. Moore, of Carteret, a resolution relating to the powers, authority and duties of the Superintendent of Public Works.

Read first time and referred to the Committee on Propositions and Grievances.

Mr. Martindale presented the report of the Special Committee appointed to investigate the affairs of the Albemarle and Chesapeake Canal Company.

Mr. Lindsay gave notice of a bill to repeal a law allowing

the County Commissioners of Rockingham County to levy a special tax to build and repair bridges, also of a bill to authorize the County Commissioners of said County to levy a special tax to pay the indebtedness of the County.

Senate bill to amend an act to establish Special Courts in the Cities of Wilmington and Newbern, on third reading was taken up.

Mr. Robbins moved to amend as follows :

Strike out clause marked " 2d," in section 1, beginning with the words " petty larcenies and ending with the word " stolen." Strike out the figure " 3d " and insert " 2d." Strike out the last sentence of section first, beginning " and for the purposes," &c., and ending with the word " misdemeanors." In section 3d strike out the words " nor in cases of larceny ;" also strike out the word " other " before " misdemeanors."

The amendments were adopted.

As amended the bill passed third reading by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Eppes, Forkner, Galloway, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Love, Mason, Martindale, Melchor, Robbins, Scott, Smith and Winstead—22.

NAYS—Messrs. Graham, Legg, Moore of Carteret, Moore of Yancey, Welker and Wilson—6.

Engrossed House bill to amend an act to incorporate the Town of Hickory Tavern in the County of Catawba, ratified Dec. 12th, 1863, passed second and third readings by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Eppes, Forkner, Galloway, Harrington, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Robbins, Scott, Smith, Welker, Winstead and Wilson—27.

NAYS—None.

Senate bill to incorporate the Town of Wilkesboro' passed second and third reading by the following vote:

YEAS—Messrs. Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Eppes, Forkner, Galloway, Harrington, Jones of Mecklenburg, Lassiter, Lindsay, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Robbins, Scott, Smith, Welker, Winstead and Wilson—26.

NAYS—None.

On motion of Mr. Sweet Senate bill to provide for the payment of interest upon the bonds of the State and to create a sinking fund for retiring the same was taken up, ordered printed and made a Special Order for Tuesday next at two o'clock.

The President ratified the following joint resolutions and bills:

Joint resolution to provide for the insane.

Joint resolutions requesting Senators and Representatives in the Congress of the United States to urge the passage of a General Amnesty.

Joint resolution requesting the opinion of the Chief Justice and Associate Justices of the Supreme Court.

A bill to forbid the sale of spirituous liquors within three miles of what is known as Clegg's Copper Mine, Chatham County.

A bill to extend the corporate limits of the Town of Rutherfordton.

The same were transmitted to the Secretary of State by the Secretary of the Senate.

Senate bill to incorporate the Old North State Gaslight Company, was read second time, and, on motion of Mr. Welker was indefinitely postponed.

Mr. Graham, for the Committee on Conference, to whom was referred engrossed House bill in relation to apprentices, reported a substitute for the same.

The bill was placed on the Calendar.

Senate bill to extend the corporate limits of the Town of

Goldsboro' passed second and third readings by the following vote ;

YEAS—Messrs. Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Davis, Eppes, Forkner, Galloway, Harrington, Lassiter, Lindsay, Love, Mason, Moore of Carteret, Moore of Yancey, Murphy, Scott, Smith, Welker and White—23.

NAYS—Messrs. Graham, Robbins, Winstead and Wilson—4.
Mr. Eppes moved to adjourn.

Not agreed to by the following vote :

YEAS—Messrs. Beeman, Colgrove, Eppes, Galloway, Lassiter, Mason, Murphy, Smith, Welker and Wilson—10.

NAYS—Messrs. Beall, Beasley, Brogden, Burns, Blythe, Davis, Forkner, Graham, Harrington, Jones of Mecklenburg, Lindsay, Love, Melchor, Moore of Yancey, Robbins, Scott, White and Winstead—18.

Senate bill to incorporate a Bank in the City of Raleigh was read second time.

The substitute reported by the Committee on Corporations was adopted.

Mr. Welker moved to amend by adding the following provision :

“ Provided, That the personal property of each and every one of the stockholders in this Bank shall be held liable to double the amount of his stock for any and all the liabilities of said Banking Company.”

The amendment was adopted.

As amended the bill passed second reading and was read third time.

Mr. Hayes moved to amend by inserting after the word “on,” section 4, the word “not to exceed 8 per cent.

Mr. Love moved to insert 10 per cent.

On motion of Mr. Hayes the Senate adjourned until Monday, at 10 A. M.

MONDAY, DECEMBER 13th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Saturday was read and approved.

The President announced the following Committee on townships:

Messrs. Hayes, Love, Beasley, Moore of Carteret, and Scott.

Mr. Blythe moved a suspension of the rules to introduce a bill.

The motion was lost.

Mr. White moved a suspension of the rules to introduce a bill.

The motion was lost.

Mr. Moore, of Carteret, introduced a joint resolution, instructing the Committee on Military Affairs.

Laid over.

Mr. Welker a resolution in relation to the exclusion of persons from the engrossing and enrolling room.

Mr. Galloway moved to amend by inserting the words "Senators excepted."

The amendment was rejected.

Mr. Love moved to amend by inserting "unless invited by a member of the Committee."

The amendment was adopted.

As amended, the resolution was adopted.

Mr. Moore, of Carteret, a resolution requesting the Code Commissioners to report a bill to define the duties of Township Constables throughout the State.

Laid over.

Mr. Welker a joint resolution in relation to heating the Capitol.

Laid over.

Engrossed House bill to amend an act relative to the West-

ern Turnpike Road leading from Asheville to Murphy, was read third time, and rejected by the following vote :

YEAS—Messrs. Davis and Moore of Yancey—2.

NAYS—Messrs. Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Cook, Eppes, Forkner, Hayes, Harrington, Jones of Columbus, Jones of Mecklenburg, Legg, Lindsay, Long, Love, Melchor, Moore of Carteret, Murphy, Scott, Smith, Stephens, Welker, White, Wintead and Wilson—27.

Substitute reported by the Committee on Conference for engrossed House bill to amend section 485, title XIX, chapter 12, of the Code of civil Procedure was adopted. As amended, the bill passed third reading by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Cherry, Davis, Etheridge, Eppes, Forkner, Galloway, Hayes, Harrington, Jones of Columbus, Jones of Mecklenburg, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Respass, Robbins, Scott, Smith, Welker, White, Winstead and Wilson—35.

NAYS—None.

Senate bill to amend and consolidate the several acts of the General Assembly of this State for the organization and government of the University, and for other purposes, was read the third time.

Mr. Love moved that the Consideration of the bill be postponed until January 18th, 1870.

The motion prevailed.

Engrossed House bill to amend section 19, chapter 184, of the public laws of 1868-'69.

Passed second reading.

Senate bill to enable landholders in certain cases to consolidate the surveys of different tracts was read second time.

The amendment offered by the Judiciary Committee, viz : to strike out section 2d, was adopted.

As amended, the bill passed second reading.

The House of Representatives transmitted the following bills, which were read first time, and referred as stated :

Engrossed House bill to amend an act to authorize the formation of corporations for manufacturing, mining, mechanical, chemical and other purposes.

To the Committee on Corporations.

Engrossed House bill to amend section 421 of the Code of Civil procedure.

To the Judiciary Committee.

Engrossed House bill in relation to the compensation of School Committees.

To the Committee on Education.

Engrossed House bill to amend chapter 97, entitled "An act to authorize and empower Reuben King, late Sheriff of Robeson County, to collect arrears of taxes, ratified April 1st, 1869.

To the Committee on Finance.

Engrossed bill to incorporate the Mechanic's Saving, Loan and Building Association.

To the Committee on Corporations.

Engrossed House bill in regard to State and County capitation tax.

To the Committee on Finance.

Engrossed House bill to change part of the line that divides Burke and McDowell Counties.

To the Committee on Propositions and Grievances.

Senate bill to amend the 18th section of an act relating to special procedure in cases of Mills.

Passed second reading.

The House of Representatives concurred in Senate bill to prevent the sale of spirituous liquors within three miles of Silver Hill, in Davidson County, and

Senate amendment to engrossed House bill to incorporate the Valley Railroad Company, and notified the Senate of the same by message.

Senate resolution to withdraw State bonds from the market was taken up.

Mr. Sweet offered a substitute for the same, appointing a

Senate Committee to confer with several Rail Road Company's Presidents, to report January 12th, 1870.

The substitute was rejected by the following vote :

YEAS—Messrs. Hayes, Moore of Carteret, Moore of Yancey, Respass, Smith and Sweet—6.

NAYS—Messrs. Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Davis, Eppes, Harrington, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Mason, Melchor, Murphy, Robbins, Stephens, Welker, White, Winstead and Wilson—23.

The resolution was adopted by the following vote :

YEAS—Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Etheridge, Eppes, Hayes, Harrington, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Respass, Robbins, Smith, Stephens, Welker, White, Winstead and Wilson—28.

NAYS—Messrs. Cook, Davis, Martindale and Sweet—4.

The House of Representatives, by message, notified the Senate of their refusal to concur in Senate amendments to engrossed House resolution in relation to the total abatement of the United States direct tax on real estate, and requested a Committee of Conference, notifying the Senate of the appointment of Messrs. Ellis, Vestal and Moore, of Chowan, as the House branch of that Committee.

The request was concurred in, and the President announced Messrs. Winstead and Robbins as the Senate branch of that Committee.

Senate bill to amend sections 98 and 100, chapter 270, laws of 1868-'69, and

Senate bill concerning the probate and registration of deeds and other instruments.

Passed second reading.

Mr. Beall moved a suspension of the rules to take up on second and third readings engrossed House bill to change the line between the Counties of Surry and Alleghany.

The motion prevailed by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Brogden, Burns,

Blythe, Cook, Cherry, Davis, Eppes, Galloway, Hayes, Harrington, Jones of Mecklenburg, Lassiter, Lindsay, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Robbins, Smith, Stephens, Sweet, Welker, White, Winstead and Wilson—29.

NAYS—Messrs. Colgrove, Long and Respass—3.

When the bill passed second and third readings by the following vote:

YEAS—Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Davis, Eppes, Harrington, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Respass, Smith, Stephens, Welker, White, Winstead and Wilson—26.

NAYS—Messrs. Bellamy, Colgrove, Cook, Galloway and Jones of Columbus—5.

The President ratified Senate resolution calling on the Auditor for certain reports.

A bill to require bank bills to be received in payment of judgments rendered by the old banks of this State on certain contracts.

A bill to incorporate the Granville Rail Road Company.

The same were transmitted by the Secretary of the Senate to the Secretary of State.

Mr. Respass, by permission, introduced a joint resolution in relation to the Sheriffs of the State.

Laid over.

Engrossed House bill to change the line between the Counties of Surry and Alleghany, passed second reading.

The House of Representatives transmitted by message the following bills:

Engrossed House bill in relation to mileage and *per diem* of Doorkeepers.

Passed first reading and placed on the Calendar.

Senate bill to secure the return to the Public Treasurer of bonds issued to the Chatham Rail Road Company which have

been declared illegal by the Supreme Court, was read second time.

Mr. Cook moved that a further consideration of the bill be postponed until the third Monday in January, 1870.

On motion of Mr. Galloway, the Senate adjourned until to-morrow, at 10 o'clock A. M.

TUESDAY, DECEMBER 14th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

Prayer by the Rev. Mr. Atkinson.

The Journal of Monday was read and approved

By permission Mr. Hyman was allowed to record his name in the affirmative and Mr. Galloway in the negative on Senate resolution to withdraw from market State bonds.

Mr. Forkner, for the Committee on Internal Improvements reported favorably Senate bill to repeal an act amendatory of the act to incorporate the Western North Carolina Rail Road Company, ratified February 15, 1855, and of all acts amendatory thereof.

Mr. Welker, for the Committee on Education, reported with amendments, Senate bill to incorporate the Planters Rail Road Company.

Mr. Scott, for the same Committee, reported a substitute for Senate bill to amend an act to provide for a system of public instruction.

Mr. Winstead, for the Judiciary Committee, reported favorably Senate bill to enlarge the powers of County Commissioners.

And engrossed House resolution in relation to Penitentiary bonds.

The House of Representatives transmitted the following bills and resolution, which were read first time and referred as stated :

Engrossed House bill making an appropriation for the Deaf and Dumb and Blind Asylum.

To the Special Committee on Deaf and Dumb and Blind Asylum, with instructions.

Engrossed House bill to amend an act to charter the Western North Carolina Rail Road Company, ratified February 15th, 1855, and the several acts amendatory of the same.

To the Committee on Internal Improvements.

Engrossed House bill to amend Title XX, chapter 1, section 496, of the Code of Civil Procedure.

To the Judiciary Committee.

Engrossed House bill allowing the Sheriffs of Ruthertford and Polk Counties further time to settle with the County Treasurer.

To the Committee on Finance.

Engrossed House resolution in favor of James R. Grady, Sheriff of Harnett County.

To the Committee on Finance.

Mr. Lassiter introduced a resolution requesting our members of Congress to use their influence to have the banking privileges so increased that there may be more banks established in the Southern States.

Adopted.

The following notices of bills were given :

By Mr. Robbins, of a bill in relation to the issue and execution of precepts of Justices' Courts.

By Mr. White, of a bill to amend section 7 of an act respecting the County Treasurer.

Also, of a bill to repeal an act to protect Sheriffs in the sale of lands for taxes.

By Mr. Welker, of a bill to amend the charters of the several Rail Road Companies, granted and amended under the new Constitution restricting the issue of their bonds.

By Mr. Love, of a bill to repeal section 15, chapter 2, Revised Code.

Also, of a bill for the relief of the several Sheriffs of this State.

By Mr. Blythe, of a bill to allow pay to witnesses and jurors in certain cases.

The unfinished business of yesterday, being the consideration of Senate bill to secure the return to the Public Treasurer of bonds issued to the Chatham Rail Road Company which have been declared illegal by the Supreme Court, on second reading, the same was taken up.

The question was on the motion of Mr. Cook to postpone until the third Monday in January next.

After considerable discussion Mr. Cook withdrew his motion.

Mr. Jones, of Mecklenburg moved to refer to the Committee on Judiciary.

The motion prevailed by the following vote :

YEAS—Messrs. Beall, Beasley, Brogden, Colgrove, Cook, Cherry, Davis, Eppes, Forkner, Harrington, Hyman, Jones of Mecklenburg, Lassiter, Lindsay, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Respass, Robbins, Scott, Smith, Sweet, Welker, White and Wilson—28.

NAYS—Messrs. Bellamy, Burns, Blythe, Galloway, Hayes, Jones of Columbus, Jones of Wake and Legg—8.

Senate resolution in relation to the Sheriffs of the State was taken up.

Mr. Galloway moved to lay the resolution on the table.

The motion did not prevail by the following vote :

YEAS—Messrs. Beeman, Brogden, Blythe, Cherry, Davis, Eppes, Galloway, Harrington, Hyman, Lassiter, Legg, Lindsay, Moore of Yancey, Scott, Smith and Winstead—16.

NAYS—Messrs. Beall, Beasley, Bellamy, Burns, Colgrove, Cook, Etheridge, Forkner, Hayes, Jones of Mecklenburg, Jones of Wake, Love, Mason, Martindale, Melchor, Moore of

Carteret, Murphy, Respass, Sweet, Welker, White and Wilson—22.

Mr. Hyman moved to refer to the Committee on Claims.

Mr. Etheridge moved the previous question.

The motion prevailed by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cook, Cherry, Etheridge, Eppes, Forkner, Hayes, Harrington, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Respass, Robbins, Scott, Sweet, Welker, Winstead and Wilson—32.

NAYS—Messrs. Davis, Galloway, Hyman, Jones of Wake, Murphy, Smith and White—7.

The resolution was adopted by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Bellamy, Colgrove, Cook, Etheridge, Forkner, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Respass, Robbins, Sweet, Welker, Winstead and Wilson—24.

NAYS—Messrs. Brogden, Burns, Blythe, Cherry, Davis, Eppes, Galloway, Hayes, Harrington, Hyman, Moore of Yancey, Murphy, Scott, Smith and White—15.

The President ratified the following bills and resolutions :

Joint resolution concerning recess.

A bill to change the line between the Counties of Wilkes and Alleghany.

A bill to prevent the sale of spirituous liquors within three miles of Silver Hill, Davidson County.

A bill to amend an act to incorporate the Town of Hickory Tavern, in the County of Catawba, ratified on the 12th day of December, 1863.

A bill to authorize Committees of investigation to enforce their authority in the procuring and examination of witnesses.

Senate resolution in regard to Clerk's room.

The same were transmitted by the Secretary of the Senate to the Secretary of State.

The House of Representatives transmitted the following bill and notified the Senate that a motion to reconsider the same had been tabled in the house.

Engrossed House bill providing for the support of the Insane Asylum for the next fiscal year.

Also, engrossed House bill to allow enterers of vacant lands further time to obtain grants from the State.

Read first time and referred to the Committee on Propositions and Grievances.

The hour of the Special Order having arrived Senate bill to provide for the payment of interest upon the bonds of the State and to create a sinking fund for retiring or redeeming the same, was taken up and on motion of Mr. Sweet was postponed until January 13th, 1870, at 12 o'clock, and made a Special Order for that hour.

The House of Representatives notified the Senate by message of their concurrence in the substitute offered by the Committee on Conference for engrossed House bill in relation to apprentices.

Mr. Winstead, for the Committee on Conference, to whom was referred engrossed House resolution asking our Representatives in Congress to use their influence for the total abatement of the United States direct tax on real estate, reported, recommending that the Senate recede from its amendment.

Mr. Welker moved to postpone the report indefinitely.

Not agreed to by the following vote :

YEAS—Messrs. Beasley, Bellamy, Burns, Cook, Cherry, Galloway, Hyman, Jones of Columbus, Lindsay, Long, Moore of Carteret, Respass, Smith, Welker and White—15.

NAYS—Messrs. Beall, Brogden, Blythe, Colgrove, Forkner, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Love, Mason, Martindale, Melchor, Moore of Yancey, Murphy, Robbins, Scott, Winstead and Wilson—21.

The report was adopted by the following vote ;

YEAS—Messrs. Beall, Brogden, Blythe, Cherry, Forkner, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake,

Lassiter, Legg, Love, Mason, Martindale, Melchor, Moore of Yancey, Murphy, Robbins, Scott, Smith, Sweet, Winstead and Wilson—23.

NAYS—Messrs. Beasley, Bellamy, Burns, Colgrove, Cook, Galloway, Hyman, Jones of Columbus, Lindsay, Long, Moore of Carteret, Respass, Welker and White—14.

Mr. Cook, for the Committee on Internal Improvements, reported favorably engrossed House bill in relation to clearing obstructions in Lumber River, Robeson County.

Engrossed House bill in relation to mileage and *per diem* passed second reading.

YEAS—Messrs. Beall, Bellamy, Brogden, Burns, Blythe, Cook, Forkder, Galloway, Harrington, Hyman, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Respass, Scott, Smith, Sweet and Winstead—26.

NAYS—Messrs. Hayes, Lindsay, Long, Love, Robbins, Welker, White and Wilson—8.

Mr. Sweet moved a suspension of the rules to introduce a bill.

Agreed to by the following vote :

YEAS—Messrs. Brogden, Burns, Blythe, Cook, Cherry, Forkner, Hayes, Hyman, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Respass, Scott, Smith, Sweet, White, Winstead and Wilson—28.

NAYS—Messrs. Harrington, Robbins and Welker—3.

Mr. Sweet introduced a bill to amend an act in relation to taking shad and herring in the waters of Neuse River and Contentnea Creek, ratified April 12th, 1869.

Read first time and referred to the Committee on Propositions and Grievances.

On motion of Mr. Love the Senate adjourned until 7½ o'clock this evening for the consideration of private bills.

EVENING SESSION.

The Senate met at 7½ o'clock.

The Senator from Craven in the Chair.

The unfinished business being the consideration on third reading of Senate bill to incorporate the Bank of Raleigh on third reading was taken up.

The amendments pending were:

By Mr. Hayes to insert after the word "on," section 4, the following: "Not to exceed 8 per cent."

By Mr. Love, to strike out "8 per cent." and insert "10 per cent."

Mr. Love withdrew his amendment.

Mr. Galloway moved the previous question.

The motion prevailed.

The amendment offered by Mr. Hayes was rejected by the following vote:

YEAS—Messrs. Beeman, Brogden, Burns, Blythe, Hayes, Harrington, Jones of Mecklenburg, Lindsay, Mason, Martindale, Melchor, Moore of Yancey and White—13.

NAYS—Messrs. Beall, Bellamy, Cook, Eppes, Forkner, Galloway, Hyman, Jones of Columbus, Jones of Wake, Love, Moore of Carteret, Murphy, Richardson, Robbins, Smith, Welker, Winstead and Wilson—18.

The bill was placed on its third reading and rejected by the following vote:

YEAS—Messrs. Beall, Beasley, Hyman, Jones of Wake, Melchor, Robbins and Winstead—7.

YEAS—Messrs. Beeman, Bellomy, Brogden, Burns, Blythe, Cook, Cherry, Eppes, Forkner, Galloway, Hayes, Harrington, Jones of Columbus, Jones of Mecklenburg, Lindsay, Long, Love, Mason, Martindale, Moore of Carteret, Murphy, Richardson, Smith, Sweet, Welker, White and Wilson—27.

Mr. Jones, of Mecklenburg, moved to reconsider the vote just taken.

Mr. Welker moved to lay that motion on the table.

The motion prevailed by the following vote :

YEAS—Messrs. Beeman, Bellamy, Brogden, Burns, Blythe, Cook, Eppes, Forkner, Hayes, Harrington, Jones of Columbus, Jones of Wake, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Richardson, Smith, Welker, White and Wilson—23.

NAYS—Messrs. Beall, Beasley, Cherry, Galloway, Hyman, Jones of Mecklenburg, Lindsay, Murphy, Robbins and Winstead—10.

The House of Representatives transmitted engrossed House bill to authorize the Commissioners of Craven County to levy a special tax for the purpose of building bridges across the Neuse and Trent River.

Read first time and placed on the calendar.

Mr. Lindsay, for the Committee on Claims, reported unfavorably and asked to be discharged from the consideration of joint resolution authorizing compensation to Geo. O. Spooner, for services rendered in the office of Superintendent of Public Works.

After some discussion Mr. Beeman moved the previous question.

The motion was sustained.

The report of the Committee was concurred in.

On motion of Mr. Galloway the Senate adjourned until tomorrow at 10 o'clock A. M.

WEDNESDAY, DECEMBER 15th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Tuesday was read and approved.

Leave of absence was granted Mr. Wilson from and after to-morrow until the recess.

Mr. Davis for the same period.

Mr. Burns from and after Friday until the recess.

Mr. Welker for the same period.

Mr. Jones, of Wake, for Friday.

Mr. Philemon B. Hawkins, Senator elect from the 19th Senatorial District, appeared on the floor.

Mr. Jones, of Wake, certified to his election.

Whereupon he was duly sworn by the President and took his seat.

Mr. Moore, of Carteret, for the Committee on Corporations, reported favorably the following bills:

Engrossed House bill to incorporate the Mechanics' Savings, Loan and Building Association.

Engrossed House bill to amend an act to authorize the formation of corporations for Manufacturing, Mining, Mechanical, Chemical and for other purposes.

Senate bill to incorporate the Boydton and Ridgway Turnpike Company.

Mr. Beeman, for the Committee on Propositions and Grievances, reported favorably engrossed House bill to allow enterers of vacant lands further time to obtain grants from the State.

Mr. Cherry, for the Committee on Deaf, Dumb and Blind Hsylum, reported favorably, engrossed House bill making an appropriation for the Deaf, Dumb and Blind Asylum.

On motion of Mr. Welker, the rules were suspended to place the bill on its passage.

The following is the vote on the suspension of the rules.

YEAS—Messrs. Beall, Beasley, Beeman, Brogdens, Burns, Blythe, Cherry, Davis, Etheridge, Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Robbins, Scott, Smith, Welker, White Winstead and Wilson—35.

NAYS—None.

The bill passed second reading by the following vote.

YEAS—Messrs. Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Robbins, Scott, Smith, Welker, White, Winstead and Wilson—36.

NAYS—None.

The rules were suspended and engrossed House bill to provide for the Insane Asylum, passed second reading by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cherry, Davis, Eppes, Forkner, Galloway, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Love, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Robbins, Scott, Smith, Welker, White, Winstead and Wilson—34.

NAYS—None.

Mr. Love, for the Committee on Fisheries, reported favorably engrossed House bill to amend an act to prevent the obstruction of fish up Little River.

Mr. Jones, of Wake, for the Committee on Agriculture, reported favorably, Senate bill to make the Yadkin River, in Wilkes County, a lawful fence.

Mr. Brogden, for the Committee on Finance, reported favorably, engrossed House resolution in favor of James R. Grady, Sheriff of Harnett County.

The following notices of bills were given :

By Mr. Robbins, of a bill to amend the law in relation to contempt.

Mr. Murphy, of a bill authorizing the Superintendent of Public Works to sell the States' interest in the Fayetteville and Warsaw Plank Road Company.

Mr. Eppes, of a bill to incorporate the town of Littleton, North Carolina.

Mr. Hawkins, of a bill to incorporate the Portis Gold Mine and Sandy Creek Water Company.

Mr. Moore, of Yancey, a bill to change the width of the Turnpike Road, leading from Marion, in the County of McDowell to Asheville, in the County of Buncombe.

The following bills were introduced, read first time and referred as stated.

By Mr. Love, a bill for the relief of the several Sheriffs of the State.

To the Committee on Finance.

By Mr. Jones, of Mecklenburg, a bill to authorize the incorporation of Homstead or Building Associations.

To the Committee on Corporations.

By Mr. Robbins, a bill in relation to the issue and execution of precepts of Justices courts.

To the Judiciary Committee.

By Mr. White, a bill to repeal an act to protect Sheriffs in the sale of lands for taxes, ratified April 12th, 1869.

To the Judiciary Committee.

By Mr. Blythe, a bill allowing pay to witnesses and jurors in certain cases.

Placed on the Calendar.

Engrossed house bill in relation to mileage and per diem was taken up and read third time.

Mr. Sweet moved to amend by inserting after the word "Senate," in section 1, the following words: "and employees thereof."

Mr. Love moved to amend the amendment by inserting the words, "and the pages thereof, not excepting five, two on the part of the Senate, and three on the part of the House of Representatives."

The amendment was adopted.

The amendment as amended was adopted.

The bill as amended passed third reading by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Burns, Colgrove, Cherry, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Hawkins, Mason, Martindale, Melchor, Moore of Yancey, Murphy, Richardson, Scott, Smith, Sweet and Winstead—23.

NAYS—Messrs. Etheridge, Love, Respass, Welker and White—5.

Senate bill to amend sections 98 and 100, chapter 270, laws of 1868-'69, was read third time.

Mr. Love moved to amend by striking out all after the word "facts," section 2, down to the enacting clause.

The amendment was adopted.

As amended the bill passed third reading by the following vote :

YEAS—Messrs. Beall, Beasley, Brogden, Burns, Blythe, Colgrove, Cherry, Etheridge, Eppes, Forkner, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lindsay, Long, Love, Mason, Melchor, Murphy, Richardson, Respass, Robbins, Scott and White—25.

NAYS—Messrs. Hayes, Moore of Carteret, and Welker—3.

Senate bill to amend section 18, of an act relating to special procedure in cases of mills, passed third reading by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Etheridge, Eppes, Forkner, Harrington, Hawkins, Jones of Mecklenburg, Legg, Lindsay, Long, Love, Melchor, Murphy, Richardson, Respass, Robbins, Smith, White, Winstead and Wilson—26.

NAYS—Messrs. Colgrove, Hayes, Hyman, Moore of Carteret, and Welker—5.

Senate bill concerning the Probate and registration of Deeds, and other instruments, passed third reading by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cherry, Etheridge, Eppes, Forkner, Hayes,

Harrington, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Lindsay, Long, Love, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Robbins, Scott, Smith, Welker, White, Winstead and Wilson—33.

NAYS—None.

Engrossed House bill to amend section 19, chapter 184, of the public laws of 1869-69. passed third reading by the following vote.

YEAS—Messrs. Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cook, Cherry, Etheridge, Eppes, Forkner, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Lindsay, Long, Love, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Robbins, Scott, Smith, Sweet, Welker, White, Winstead and Wilson—34.

NAYS—Mr. Colgrove—1.

Engrossed House bill to change the line between the Counties of Surry and Alleghany, passed third reading by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Cherry, Etheridge, Eppes, Forkner, Harrington, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Long, Love, Melchor, Moore of Carteret, Murphy, Richardson, Respass, Scott, Smith, Sweet, Welker, White, Winstead and Wilson—31.

NAYS—None.

Senate bill to enable landholders in certain cases to consolidate the surveys of different tracts, passed third reading by the following vote :

YEAS—Messrs. Beall, Beasley, Brogden, Burns, Blythe, Colgrove, Cook, Cherry, Eppes, Forkner, Galloway, Harrington, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Scott, Smith, Welker, White and Wilson—29.

NAY—Mr. Beeman—1.

The following resolutions were adopted :

Senate resolution requesting the Code Commissioners to prepare and report a bill to define the powers and duties of Township Constables.

Joint resolution requesting a Committee of Conference of the Committee on Military Affairs.

Joint resolution on heating the Capitol building.

Senate bill to legalize certain official acts of the Chairman of the late County Courts of this State ; and

Senate bill requiring certain contracts to be approved by the Township Boards of Trustees.

Passed second reading.

Senate bill to suspend work on the Marion and Asheville Turnpike Road and all its branches, was read second time.

And on motion of Mr. Beall, the bill was indefinitely postponed by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Bellamy, Brogden, Blythe, Forkner, Harrington, Hawkins, Jones of Wake, Lassiter, Mason, Moore of Carteret, Moore of Yancey, Richardson, Robbins, Smith, Sweet, Welker and Wilson—20.

NAYS—Messrs. Burns, Colgrove, Cherry, Etheridge, Eppes, Galloway, Hayes, Jones of Mecklenburg, Legg, Lindsay, Long, Love, Melchor, Murphy, Respass, Scott and White—17.

Mr. Beasley introduced a bill in relation to a special tax in the courts of the State.

Read first time and referred to the Committee on Judiciary.

Senate bill to regulate the meetings and fees of County Commissioners, was read second time.

Mr. Robbins moved to amend by striking out the words "only one day," and inserting "not exceeding three days."

Mr. Eppes moved to lay the whole subject on the table.

The motion to table prevailed by the following vote :

YEAS—Messrs. Bellamy, Brogden, Colgrove, Cook, Davis, Etheridge, Eppes, Forkner, Galloway, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Long, Martindale, Moore of Carteret, Scott, Sweet, Welker, White, Winstead and Wilson—23

NAYS—Messrs. Beasley, Beeman, Burns, Blythe, Hawkins, Lindsay, Love, Mason, Melchor, Moore of Yancey, Murphy, Richardson, Respass, Robbins, Shoffner and Smith—16.

Senate bill to repeal an act amendatory of the act to incorporate the Western North Carolina Rail Road Company, ratified February 15th, 1855, and of all acts amendatory thereof.

Passed second reading.

Senate bill to charter the Planter's Rail Road Company through the Counties of Jones and Onslow was read second time.

Mr. Sweet moved to amend the amendment offered by the Committee on Education, as a substitute for section 20, by striking out the latter part of the section commencing with the words "and in the mean time."

Mr. Love moved to postpone the further consideration of the bill until January 14th, 1870, and that it be made a Special Order for that day.

Mr. Robbins moved the previous question.

On motion of Mr. White, the Senate adjourned to meet tomorrow at 10 o'clock A. M.

THURSDAY, DECEMBER 16th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Wednesday was read and approved.

Mr. Moore, of Carteret, for the Committee on Corporations reported, with amendment,

Engrossed House bill to incorporate the Young Men's Intelligent and Enterprising Association.

Mr. Smith, for the Committee on Propositions and Grievances, reported unfavorably,

Senate bill to repeal an act authorizing the Secretary of State to furnish the County officers with blank books and other stationery.

Mr. Brogden, for the Committee on Finance, reported favorably

Senate bill in relation to a special tax in the County of Bertie; also,

Engrossed House bill to amend chapter 97, entitled an act to authorize and empower Reuben King, late Sheriff of Robeson County, to collect arrears of taxes ratified April 1st, 1869.

And with an amendment,

Engrossed House bill allowing the Sheriffs of Rutherford and Polk Counties further time to settle with the County Treasurer.

Mr. Jones, of Mecklenburg, for the Judiciary Committee, reported a substitute for Senate bill for the relief of the several Sheriffs of the State.

Unfavorably,

Senate bill to amend section 5, chapter 93, of the public laws, passed at the session of 1868-'69.

And favorably,

Senate bill concerning the powers and duties of State officers, chapter 270, laws 1868-'69, ratified April 12th, 1869, as far as relates to the general provisions concerning the Superintendent of Public Works.

The following notices of the introduction of bills were given :

By Mr. Richardson, of a bill to provide for levying a special tax for the County of Moore.

By Mr. Robbins, of a bill to protect freedom of speech and press.

By Mr. Welker, of a bill to provide for the draining of wet lands.

By Mr. Martindale, of a bill to amend section 8, of an act to establish the days and places for selling real property, under executions;

Of a bill to amend an act to protect Sheriffs in the sale of lands;

Of a bill to empower John M. Bateman, Sheriff of Washington County, to collect arrears of taxes; also,

An act to organize the militia of North Carolina.

Mr. Beall, of a bill for the relief John Horton, Sheriff of Watauga.

Mr. White presented a resolution in regard to those asking chartered privileges.

Laid on the table, on motion of Mr. Moore, of Carteret.

Mr. Robbins, a resolution amending the rules of order of the Senate.

Laid over.

Mr. Eppes, a bill to secure fair trials in Courts of justice.

Read first time and referred to the Judiciary Committee.

Mr. Hawkins, a bill to incorporate the "Portis Gold Mine and Sandy Creek Water Company in Franklin County."

Read first time and referred to the Committee on Corporations.

Mr. Murphy, a bill authorizing the Superintendent of Public Works to sell the State's interest in the Fayetteville and Warsaw Plank Road Company.

Read first time and referred to the Committee on Internal Improvements.

Engrossed House bill making an appropriation for the Deaf, Dumb and Blind Asylum, passed third reading by the following vote:

YEAS—Messrs. Beall, Beeman, Brogden, Burns, Blythe, Cook, Cherry, Davis, Eppes, Forkner, Graham, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Wake, Lassiter, Love, Legg, Lindsay, Long, Melchor, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White, Winstead and Wilson—34.

NAYS—None.

Engrossed House bill providing for the support of the In-

sane Asylum, for the next fiscal year, passed third reading, by the following vote :

YEAS—Messrs. Beall, Beeman, Brogden, Burns, Blythe, Cook, Cherry, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Robbins, Shoffner, Smith, Stephens, Sweet, Welker, White, Winstead and Wilson—38.

NAYS—Mr. Graham.

Mr. Hayes, for the Committee on Banks, reported.

The report was ordered printed, and made a Special Order for the first Monday in February, 1870.

The unfinished business being the consideration of Senate bill, to charter a Rail Road through the Counties of Jones and Onslow, on second reading, the same was taken up.

Mr. Robbins withdrew his motion for the previous question.

The amendment as amended, was adopted.

As amended, the bill passed third reading.

Senate bill to repeal an act amendatory of the act to incorporate the Western North Carolina Rail Road Company, ratified February 15th, 1855, and of all acts amendatory thereof passed third reading by the following vote :

YEAS—Messrs. Bellamy, Brogden, Burns, Blythe, Cook, Davis, Eppes, Forkner, Galloway, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Long, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Richardson, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White and Winstead—31.

NAYS—Messrs. Beall, Beeman, Murphy and Wilson—4.

Mr. Graham moved a reconsideration of the vote just taken.

Mr. Moore, of Carteret, moved to lay that motion on the table.

The motion prevailed by the following vote :

YEAS—Messrs. Bellamy, Brogden, Burns, Blythe, Cook, Davis, Eppes, Galloway, Harrington, Hyman, Hawkins, Jones

of Wake, Lassiter, Legg, Long, Martindale, Moore of Carteret, Moore of Yancey, Richardson, Respass, Shoffner, Smith, Stephens, Welker, White and Winstead—26.

NAYS—Messrs. Beasley, Beeman, Forkner, Graham, Hayes, Jones of Mecklenburg, Lindsay, Melchor, Murphy, Robbins, Scott and Wilson—12.

The House of Representatives transmitted the following bills and resolution which were read first time and referred as stated :

Engrossed House bill to amend an act relative to the issuing of bonds for the County of Jackson.

To the Committee on Propositions and Grievances.

Engrossed House bill to make judgments obtained at a special term of the Court of Buncombe County to bear test from Monday of the regular term holden November 29th, 1869.

To the Judiciary Committee.

Engrossed House resolution against any further increase of the State debt.

Adopted.

The House of Representatives transmitted by message, a communication from His Excellency, the Governor, with a House proposition to print 20 copies for the use of each member of the General Assembly.

The communication was read and the proposition to print was concurred in.

Mr. Shoffner moved to suspend the rules to introduce a bill.

The motion prevailed by the following vote :

YEAS—Messrs. Bellamy, Brogden, Burns, Blythe, Cook, Cherry, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Wake, Lassiter, Legg, Long, Martindale, Moore of Carteret, Moore of Yancey, Richardson, Respass, Shoffner, Smith, Stephens, Sweet, Welker, and Winstead—29.

NAYS—Messrs. Beall, Beeman, Graham, Jones of Mecklenburg, Lindsay, Melchor, Murphy, Scott and Wilson—9.

Mr. Shoffner introduced a bill for the better protection of life and property.

The bill passed first reading.

Mr. Shoffner moved a suspension of the rules, to place the bill on its passage and to transmit it to the House of Representatives.

The motion prevailed by the following vote :

YEAS—Messrs. Bellamy, Brogden, Burns, Blythe, Cook, Cherry, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Wake, Lassiter, Legg, Long, Martindale, Moore of Carteret, Moore of Yancey, Richardson, Shoffner, Smith, Stephens, Sweet, Welker and Winstead—28.

NAYS—Messrs. Beall, Beeman, Graham, Jones of Mecklenburg, Lindsay, Melchor, Murphy, Respass, Robbins, Scott and Wilson—11.

The bill was read the second time.

Mr. Graham made the point of order, that the bill was required to be read on three separate days.

The President decided the point of order not well taken.

Mr. Graham appealed from the decision of the Chair.

The Senate sustained the decision of the President by the following vote :

YEAS—Messrs. Bellamy, Brogden, Burns, Blythe, Cook, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Wake, Lassiter, Legg, Long, Martindale, Moore of Carteret, Moore of Yancey, Richardson, Scott, Shoffner, Smith, Stephens, Sweet, Welker and Winstead—28.

NAYS—Messrs. Beall, Graham, Jones of Mecklenburg, Lindsay, Melchor, Murphy, Robbins and Wilson—8.

After some discussion,

Mr. Hayes moved the previous question.

The motion prevailed.

The bill passed second reading by the following vote :

YEAS—Messrs. Bellamy, Brogden, Burns, Blythe, Cook,

Cherry, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Long, Martindale, Moore of Carteret, Moore of Yancey, Richardson, Respass, Shoffner, Smith, Stephens, Sweet, Welker and Winstead—29.

NAYS—Messrs. Beall, Beeman, Graham, Jones of Mecklenburg, Lindsay, Melchor, Murphy, Robbins, Scott and Wilson—10.

The bill was read third time.

Mr. Hyman moved the previous question.

The motion prevailed.

The bill passed third reading by the following vote:

YEAS—Messrs. Bellamy, Brogden, Burns, Blythe, Cook, Cherry, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Long, Martindale, Moore of Carteret, Moore of Yancey, Richardson, Respass, Shoffner, Smith, Stephens, Sweet and Winstead—28.

NAYS—Messrs. Beall, Beeman, Graham, Jones of Mecklenburg, Lindsay, Melchor, Murphy, Robbins and Scott—9.

Mr. Shoffner moved to reconsider the vote just taken.

Mr. Shoffner moved to lay the motion to reconsider on the table.

Mr. Graham moved the previous question.

The motion for the previous question did not prevail.

The motion of Mr. Shoffner to lay the motion to reconsider on the table, prevailed.

On motion of Mr. Hyman the Senate adjourned to meet to-night at 7½ o'clock for the consideration of private bills.

EVENING SESSION.

The Senate met at 7½ o'clock, P. M.

The President in the Chair.

The House of Representatives transmitted the following bills which were read first time, and referred as stated :

Engrossed House bill, to prevent disturbance at or within fifty yards of Jerusalem Church in Northampton County.

To Committee on Propositions and Grievances.

Engrossed House bill to amend the charter of the town of Tarboro'.

To Committee on Corporations.

Engrossed House bill to make slander a misdemeanor.

To the Judiciary Committee.

On motion of Mr. White, the rules were suspended to put all private bills on their passage.

Engrossed House bill in favor of the Sheriff of Cumberland County, passed second and third readings, by the following vote :

YEAS—Messrs. Beall, Brogden, Blythe, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Mecklenburg, Lassiter, Lindsay, Long, Martindale, Moore of Carteret, Murphy, Richardson, Respass, Robbins, Shoffner, Sweet, White and Winstead—28.

NAYS—None.

Senate bill in favor of Nathaniel R. Jones, Sheriff of Warren County, was read second time.

Mr. Richardson moved to insert the name of T. W. Patterson, Sheriff of Rockingham County.

Mr. Lindsay moved to insert C. L. Allred, Tax Collector of Moore County.

The amendment of Mr. Lindsay was adopted.

The amendment offered offered by Mr. Richardson as amended was adopted.

The amendment as amended was adopted.

Mr. Jones, of Columbus, moved to amend—ruled out of order by the Chair.

Mr. Blythe moved to add the names of T. W. Taylor, Sheriff

of Henderson County, and Robert Hamilton, Sheriff of Transylvania.

The amendment was adopted as amended and the bill passed second reading.

The bill was read third time.

Mr. Sweet moved to insert the name of A. R. Dennison, Sheriff of Craven County.

Mr. Beall moved to insert the name of Robt. R. McCall, Sheriff of Caldwell.

Mr. Cherry moved to insert the name of John Foley of Pitt County, and J. J. Patterson, Sheriff of Burke County.

The amendments were adopted.

As amended, the bill passed third reading, by the following vote :

YEAS—Messrs. Beall, Brogden, Blythe, Cherry, Davis, Eppes, Galloway, Graham, Harrington, Hyman, Hawkins, Lassiter, Lindsay, Murphy, Richardson, Robbins, Shoffner, Sweet, White and Winstead—20.

NAYS—Messrs. Forkner, Hayes, Jones of Mecklenburg, Legg, Long and Martindale—6.

Engrossed House bill allowing the Sheriffs of Rutherford and Polk Counties to settle with the County Treasurer, was read the second time.

The amendments of the Committee on Finance were adopted.

Mr. Brogden moved to amend so as to insert the name of G. M. Webb, Tax Collector of the County of Cleaveland.

Mr. White, Henry White, Sheriff of Perquimans.

Mr. Lassiter, John G. Williams, Sheriff of Chatham.

Mr. Hyman, John A. Reid, Sheriff of Halifax.

Mr. White, Miles Brinkley, Sheriff of Chowan.

Mr. Respass, T. F. Lee, Sheriff of Wake.

Mr. Davis, P. C. Reilly, Sheriff of Montgomery.

Mr. Davis moved to amend by adding the name of James Eldridge, of Bladen County.

The amendments were adopted.

As amended the bill passed second reading.

The bill was read third time and failed by the following vote, no quorum voting :

YEAS—Messrs. Beall, Brogden, Blythe, Davis, Harrington, Hyman, Hawkins, Lassiter, Murphy, Richardson, Shoffner and White—12.

NAYS—Messrs. Galloway, Graham, Hayes, Legg, Lindsay, Long, Martindale, Moore of Carteret, and Sweet—9.

Mr. Sweet moved a suspension of the rules, to introduce a bill.

Not agreed to by the following vote :

YEAS—Messrs. Beall, Brogden, Blythe, Forkner, Galloway, Graham, Hayes, Hawkins, Jones of Columbus, Lassiter, Lindsay, Long, Martindale, Moore of Carteret, Murphy, Richardson, Respass, Shoffner, Sweet and Winstead—20.

NAYS—Messrs. Harrington, Legg and White —3.

On motion of Mr. Jones, of Columbus, the Senate adjourned until to-morrow, at 10 o'clock, A. M.

FRIDAY, DECEMBER 17th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Thursday was read and approved.

The roll was called, and the following Senators answered to their names :

Messrs. Beall, Bellamy, Blythe, Cook, Cherry, Davis, Eppes, Forkner, Galloway, Graham, Harrington, Hyman, Jones of Columbus, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Long, Melchor, Murphy, Respass, Robbins, Scott, Shoffner, White and Winstead—26.

Mr. Brogden, for the Committee on Finance, reported back

for the consideration of the Senate engrossed House bill in regard to State and County capitation tax.

Mr. Shoffner, for the Committee on Corporations, reported unfavorably Senate bill to incorporate the Franconia Manufacturing Company of the County of Duplin.

Mr. Forkner gave notice of a bill changing the time of holding Courts in the 8th Judicial District.

Mr. Forkner moved that Senate bill to charter a Rail Road through the Counties of Jones and Onslow be postponed, and made a special order for January 12th, at 12 o'clock.

The motion prevailed.

Senate resolution amending the Rules of Order for the Senate was taken up, and on motion of Mr. Robbins, was postponed until after the recess.

Engrossed House resolution in relation to Penitentiary Bonds was adopted.

Mr. Martindale introduced the following bills, which were read first time and referred as stated :

Senate bill to amend section 8 of an act to establish the days and places for selling real property under execution.

To the Judiciary Committee.

A bill to empower John M. Bateman, Sheriff of Washington County, to collect arrears of taxes.

To the Committee on Propositions and Grievances.

A bill to amend an act to protect Sheriffs in the sale of lands for taxes, ratified April 12th, 1869.

To the Judiciary Committee.

A bill to organize the militia of North Carolina.

To the Committee on Military Affairs.

By Mr. Beall, a bill for the relief of John Horton, Sheriff of Watauga County.

Read first time, and referred to the Committee on Propositions and Grievances.

The House of Representatives concurred in Senate resolution concerning pensions for the soldiers of the war of 1812, and notified the Senate of the same.

Engrossed House bill to allow enterers of vacant lands further time to obtain grants from the State.

Passed second and third readings, under a suspension of the rules, by the following vote:

YEAS—Messrs. Beall, Brogden, Blythe, Cherry, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Mecklenburg, Legg, Long, Martindale, Melchor, Murphy, Richardson, Respass, Robbins, Scott, Sweet and White—26.

NAYS—Messrs. Bellamy, Cook and Shoffner—3.

Senate bill to enlarge the powers of County Commissioners.
Passed second reading.

Senate bill to amend an act to provide for a system of Public Instruction was read second time.

The substitute offered by the Committee on Education, to whom the bill was referred, was adopted as amended, by the adoption of the substitute.

The bill passed second reading.

The House of Representatives concurred in Senate bill to extend the corporate limits of the town of Goldsboro', and notified the Senate of the same.

Engrossed House bill to amend an act to authorize the formation of corporations for manufacturing, mining, mechanical, chemical, and other purposes.

Passed second reading.

Senate bill allowing pay to witnesses and jurorsⁱⁿ certain cases, was read second time.

Mr. Shoffner moved to postpone the bill indefinitely.

The motion prevailed.

Senate bill to incorporate the Franconia Manufacturing Company was read second time.

The amendment recommended by the Committee on Corporations was adopted.

As amended, the bill failed to pass by the following vote, a quorum not voting:

YEAS—Messrs. Blythe, Forkner, Graham,²Harrington, Hy-

man, Jones of Mecklenburg, Lassiter, Long, Murphy, Scott and White—11.

NAYS—Messrs. Bellamy, Brogden, Cook, Eppes, Hayes, Hawkins, Lindsay, Melchor and Respass—9.

The President ratified Senate resolution instructing the Senate Committee on Finance to report the expenses of running each branch of the government the last year, also their estimate for running the same the ensuing year.

A bill to amend section 485, title XIX, chapter 12, of the Code of Civil Procedure.

A bill to change the line between the Counties of Surry and Alleghany.

A bill in favor of the Sheriff of Cumberland County.

A bill to amend section 19, chapter 184, of the public laws of 1868-'69.

A bill in relation to mileage and *per diem*.

A bill to incorporate the Valley Rail Road Company.

The above bills and resolutions were transmitted by the Secretary of the Senate to the Secretary of the State.

On motion, the Senate adjourned until to-morrow at 10 o'clock A. M.

SATURDAY, DECEMBER 18th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Friday was read and approved.

On motion of Mr. Cook Messrs. Scott and Martindale were temporarily appointed to act with the Committee on Enrollment in place of absent members.

The following bills were introduced, read first time and disposed of as stated :

By Mr. Forkner, a bill to change the time of holding the Courts in the Eighth Judicial District.

Referred to the Judiciary Committee.

By Mr. Stephens, a Bill to fill the office of Township Clerk when a vacancy occurs.

Referred to the Judiciary Committee.

By Mr. Jones, of Mecklenburg, a bill to incorporate the Georgetown and Charlotte Rail Road Company.

Referred to the Committee on Internal Improvements.

On motion of Mr Forkner it was ordered, That the Secretary of the Senate present to the Chief and Associate Judges of the Supreme Court a copy of the joint resolution requesting the opinion of the Supreme Court of their construction of the Constitution in relation to the term of office of the present General Assembly.

The following bills passed second reading :

Engrossed House bill to amend an act prohibiting the sale of intoxicating liquors on the Western North Carolina Rail Road.

Senate bill to incorporate the Southern Copper Company.

Engrossed House bill to repeal chapter 240 of the public laws of 1868-'69, authorizing the Commissioners of Chatham County to levy a special tax.

Engrossed House bill to incorporate the Elizabeth City and Norfolk Rail Road Company.

Engrossed House bill to incorporate the Rock Spring Camp Ground in Rutherford County.

Senate bill to incorporate the Edgecombe Lodge, No. 298, of Ancient York Masons.

Engrossed House bill to amend an act passed at the session of 1868-'69, relative to the Western Turnpike Road, leading from Asheville to the Tennessee line.

Senate bill to incorporate the Randleman Manufacturing Company.

Senate bill to incorporate the Wilson Collegiate Seminary for young ladies.

Engrossed House bill in relation to clearing out obstructions in Lumber River passing through the County of Robeson.

Senate bill to amend an act concerning the powers and duties of State officers, chapter 270, laws of 1868-'69, ratified April 12th, 1869, so far as relates to the general provisions concerning the Superintendent of Public Works.

Senate bill to incorporate the Boydton and Ridgeway Turnpike Company.

Senate bill to make the Yadkin River a lawful fence.

Engrossed House bill to amend an act to prevent the obstruction of fish up Little River.

Senate bill for the relief of the several Sheriffs of the State.

Engrossed House bill to incorporate the Mechanics' Saving Loan and Building Association.

On motion of Mr. Forkner the Senate adjourned to meet Monday at 5½ o'clock, A. M.

MONDAY, DECEMBER 20th, 1869.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Saturday was read and approved.

The President ratified a bill to allow enterers of vacant lands further time to obtain grants from the State.

A bill providing for the support of the Insane Asylum for the next fiscal year.

A joint resolution concerning pensions for the soldiers of the war of 1812.

A bill to extend the corporate limits of the town of Goldsboro'.

A bill making an appropriation for the Deaf and Dumb and Blind Institution.

A message was received from the House of Representatives announcing the readiness of that body to adjourn until January 10th, 1870, in accordance with the joint resolution adopted.

Whereupon the Senate, on motion of Mr. Stephens, adjourned to meet January 10th, 1870.

MONDAY, JANUARY 10th, 1870.

The Senate met at 10 o'clock.

Mr. Sweet, Senator from Craven in the Chair.

The roll was called and the following Senators answered to their names :

Messrs. Beasley, Bellamy, Burns, Blythe, Etheridge, Forkner, Galloway, Martindale, Robbins, Smith and Sweet—11.

There being no quorum present, the Senate,

On motion of Mr. Galloway, adjourned until to-morrow at 10 o'clock.

TUESDAY, JANUARY 11th, 1870.

The Senate met pursuant to adjournment.

The President in the Chair.

Prayer by the Rev. Mr. Atkinson.

The roll was called, and the following Senators answered to their names :

Messrs. Barnes, Beasley, Bellamy, Burns, Blythe, Colgrove, Cook, Etheridge Eppes, Forkner, Galloway, Graham, Harrington, Hyman, Hawkins, Jones of Columbus, Lassiter, Lindsay,

Long, Martindale, Melchor, Moore of Carteret, McLaughlin, Murphy, Robbins, Scott, Smith and Sweet—28.

The Journals of December 20th, 1869, and January 10th, 1870, were read and approved.

Mr. Moore, of Carteret, gave notice of a bill to incorporate the Eastern Star Lodge, No. 2, of the Independent Order of Good Templars, of the town of Beaufort, N. C.

Mr. Sweet moved a suspension of the rules to introduce a bill
Agreed to.

When Mr. Sweet introduced a bill to cede to the United States of America jurisdiction over certain land in Craven County.

Read first and referred to the Judiciary Committee.

On motion of Mr. Galloway, the use of the Senate Chamber for the afternoon was tendered to the use of the members and officers of the State Constitutional Convention of 1868.

Senate bill to legalize certain official acts of the Chairmen of the late County Courts of this State, passed third reading by the following vote:

YEAS—Messrs. Barnes, Beasley, Brogden, Burns, Blythe, Colgrove, Cook, Etheridge, Eppes, Forkner, Graham, Harrington, Hawkins, Jones of Columbus, Lassiter, Legg, Lindsay, Long, Martindale, Melchor, Moore of Carteret, McLaughlin, Murphy, Robbins, Scott, Smith and Sweet—27.

NAYS—Messrs. Galloway and Hyman—2.

Senate bill to enlarge the powers of County Commissioners, passed third by the following vote:

YEAS—Messrs. Barnes, Beasley, Brogden, Burns, Blythe, Cook, Etheridge, Eppes, Forkner, Galloway, Harrington, Hyman, Hawkins, Lassiter, Long, Martindale, Melchor, Moore of Carteret, McLaughlin, Murphy, Robbins, Scott, Shoffner, Smith and Sweet—25.

NAYS—Mr. Graham.

Mr. Blythe introduced a resolution in favor of economy, retrenchment and reform.

Laid over.

Senate bill to amend several Rail Road charters being the Special order of this day, was taken up, and

On motion of Mr. Forkner, was laid over temporarily.

Senate bill to amend an act to provide for a system of Public Instruction, passed third reading by the following vote:

YEAS—Messrs. Beasley, Bellamy, Brogden, Blythe, Cook, Etheridge, Eppes, Harrington, Hyman, Lassiter, Long, Martindale, Moore of Carteret, Murphy, Robbins, Scott, Smith, and Sweet—18.

NAYS—Messrs. Barnes, Burns, Forkner, Galloway, Graham, Hawkins, Lindsay, Melchor and McLaughlin—9.

Senate bill to amend an act concerning the powers and duties of State officers, chapter 270, laws of 1868-'69, ratified April 12th, 1869, as far as relates to the general provisions concerning the Superintendent of Public Works. Passed third reading, by the following vote:

YEAS—Messrs. Barnes, Beasley, Bellamy, Brogden, Burns, Blythe, Cook, Eppes, Forkner, Galloway, Graham, Harrington, Hyman, Hawkins, Jones of Columbus, Lassiter, Lindsay, Long, Melchor, Moore of Carteret, McLaughlin, Murphy, Robbins, Scott, Smith and Sweet—26.

NAYS—None.

Senate bill to require certain contracts to be approved by the Township Boards of Trustees, was read third time, and,

On motion of Mr. Hyman, was indefinitely postponed.

Senate bill for the relief of the several Sheriffs of the State, was read third time, and,

On motion of Mr. Robbins, was postponed until Tuesday next, at 11 o'clock, and made a special order for that day.

Senate bill to repeal an act authorizing the Secretary of State to furnish the County officers with blank books and other stationery, was read second time, and,

On motion of Mr. Robbins, was recommitted to the Committee with instructions.

Senate resolution amending the rules of order, was rejected

by the following vote, it requiring a majority of the whole number of Senators elected voting in the affirmative :

YEAS—Messrs. Barnes, Brogden, Blythe, Colgrove, Etheridge, Forkner, Harrington, Hawkins, Lindsay, Long, Martindale, Melchor, McLaughlin, Murphy and Robbins—15.

NAYS—Messrs. Bellamy, Burns, Cook, Eppes, Galloway, Graham, Hyman, Lassiter, Shoffner, Smith and Sweet—12.

Senate bill to amend section 5, chapter 93, of the public laws, passed at the session of 1868-'69, was read second time and rejected.

Engrossed House bill in regard to State and County capitation tax, was read second time, and,

On motion of Mr. Graham, was postponed until Monday next at 11 o'clock, and made a Special Order for that hour.

On motion of Mr. Galloway, the Senate adjourned until to-morrow morning at 10 o'clock.

WEDNESDAY, JANUARY 12th, 1870.

The Senate met pursuant to adjournment.

The President in the Chair.

The Journal of Tuesday was read and approved.

Mr. White presented the credentials of Jesse Flythe, Senator elect from the Fourth Senatorial District.

The President administered the oath of office, and Mr. Flythe took his seat.

Mr. Murphy presented a petition from the Board of Directors of the Wilmington North Carolina Life Insurance Company.

Read, and referred to the Committee on Propositions and Grievances.

Mr. Respass presented a petition from the citizens of the town of Washington.

Read, and referred to the Committee on Propositions and Grievances.

Leave of absence was granted Mr. Jones, of Mecklenburg, until Wednesday next.

The following notices of bills were given :

By Mr. Forkner, of a bill to incorporate the North Carolina Homestead Association.

By Mr. White, of a bill to establish a road from Statesville to Wilkesboro'.

By Mr. Love, of a bill to amend the charter of the French Broad Rail Road Company.

By Mr. Colgrove, of a bill to release the late Sheriff of Jones.

By Mr. Etheridge, of a bill to establish a new County, to be called "*Dare*."

By Mr. Blyth, of the following :

A bill to prohibit the felling of timber in Mud Creek, in the County of Henderson ; also to prohibit any obstruction being placed in said creek to prevent the free passage of fish up the same to the town of Hendersonville.

A bill to amend the charter of the Buncombe Turnpike Company.

A bill concerning entries of vacant lands.

By Mr. Welker, of the following :

A bill to enable Charles Hunter, guardian of certain minor heirs, to convey real estate.

A bill to except certain property from execution and sale.

A bill to provide for the redemption of real estate sold under execution.

Mr. Etheridge presented a resolution to adjourn *sine die*, February 7th.

Laid over.

Mr. Blythe, a resolution of inquiry concerning stationery and Public Printing.

Adopted.

Senate bill for the charter of a Rail Road through the Counties of Jones and Onslow, being the special order of this day, was taken up, and, on motion of Mr. Love, was postponed until Wednesday next, at 11 o'clock, and made a special order for that hour.

Senate bill entitled Roads, Bridges and Ferries, was taken up, read second time, and, on motion of Mr. Etheridge, was postponed and made a special order for Friday next, at 11 o'clock.

Senate resolution authorizing compensation to George O. Spooner, for services in the office of Superintendent of Public Works was read second time and rejected by the following vote:

YEAS—Messrs. Burns and Galloway—2.

NAYS—Messrs. Barnes, Beasley, Bellamy, Brogden, Blythe, Cook, Etheridge, Eppes, Flythe, Forkner, Graham, Harrington, Hyman, Hawkins, Jones of Columbus, Lassiter, Lindsay, Long, Love, Mason, Melchor, McLaughlin, Respass, Robbins, Scott, Smith, Welker, Winstead and Wilson—29.

Senate resolutions in favor of economy, retrenchment and reform was taken up, Mr. Hyman moved to postpone the resolutions indefinitely.

The motion did not prevail by the following vote:

YEAS—Messrs. Colgrove, Eppes, Flythe, Galloway, Harrington, Hyman and Smith—7.

NAYS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Cook, Etheridge, Forkner, Graham, Hawkins, Jones of Columbus, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, McLaughlin, Murphy, Robbins, Scott, Sweet, Welker, White, Winstead and Wilson—30.

Mr. Galloway moved to refer to the Committee on Propositions and Grievances.

The motion did not prevail.

Mr. Lindsay moved to amend by inserting as follows: "and refund one-third of the *per diem* heretofore received."

Mr. Forkner moved to amend the amendment, by adding the following proviso: "*Provided*, That the provisions of these resolutions in reference to members of the Legislature shall only apply to Henderson County."

Mr. Galloway moved the previous question.

The motion prevailed.

The amendment offered by Mr. Forkner was adopted by the following vote:

YEAS—Messrs. Beall, Bellamy, Burns, Colgrove, Cook, Etheridge, Forkner, Galloway, Harrington, Jones of Wake, Lasiter, Love, Mason, Martindale Melchor, Moore of Carteret, Murphy, Respass, Smith, Sweet and Welker—21.

NAYS—Messrs. Barnes, Beasley, Brogden, Blythe, Eppes, Forkner, Graham, Hyman, Hawkins, Jones of Columbus, Lindsay, Long, McLaughlin, Robbins, Scott, White, Winstead and Wilson—18.

The amendment, as amended, was adopted.

The resolution, as amended, was adopted.

Mr. Sweet moved a suspension of the rules to introduce a resolution.

Agreed to.

When Mr. Sweet introduced joint resolutions requesting the Treasurer of State to report certain information to the General Assembly.

Laid over under rule.

On motion of Mr. Galloway the Senate adjourned until tomorrow at 11 o'clock A. M.

THURSDAY, JANUARY 13th, 1870.

Senate met pursuant to adjournment.

The President in the chair.

The Journal of Wednesday was read and approved.

Mr. Eppes presented a petition from the citizens of Weldon, Halifax County.

Read and referred to the Committee on Privileges and Elections.

The President presented to the Senate communications from Chief Justice R. M. Pearson, and associates Justices Robert P. Dick, Wm. B. Rodman, E. G. Reade and Thomas Settle, in relation to the term of office of the present General Assembly.

Read and transmitted to the House of Representatives with a proposition to print the same.

The following notices of bills were given :

By Mr. McLaughlin, of a bill to amend the law on homesteads.

Mr. Moore, of Carteret, of a bill to exempt the citizens of Cape Banks, Carteret County, from road tax.

Mr. Mason, of a bill authorizing the Commissioners of Gaston County to levy a special tax to build bridges.

Mr. Graham, of a bill to authorize the Commissioners of Orange County to issue bonds in payment of the present indebtedness of the County.

Mr. Davis, of a bill to establish a Pawn Brokers Company in North Carolina.

Mr. Eppes, of a bill to repeal section 80, of chapter 34, Revised Code of North Carolina.

Mr. Respass, of a bill requiring defendants only to pay the amount of actual damage to plaintiffs.

Mr. Welker of the following :

A bill authorizing the Commissioners of Counties to return paupers to the States from whence they came.

A bill to amend a section of the Revised Code in relation to marriages.

A bill to provide for the drainage of wet lands.

A message was received from the House of Representatives transmitting the following bills, which were read first time and referred as stated :

Engrossed House bill to incorporate the Southern Gold and Copper Mining Company.

To the Committee on Corporations, with instructions.

Engrossed House bill to incorporate the Continental Copper Mining Company.

To the Committee on Corporations, with instructions.

Engrossed House bill to incorporate the Chatham Copper Mining Company.

To the Committee on Corporations, with instructions.

Engrossed House bill concerning County Commissioners.

To the Committee on Finance.

Engrossed House bill to incorporate the New York and North Carolina Mining Company.

To the Committee on Corporations, with instructions.

The following bills were introduced, read first time and referred as stated :

By Mr. Welker,

A bill relating to bonds issued to Rail Roads under acts of 1868-'69.

Ordered printed and placed on the calendar.

A bill authorizing C. Hunter, guardian, to make title to real estate.

To the Judiciary Committee.

A bill to provide for the redemption of real estate sold under execution.

To the Judiciary Committee.

A bill to exempt certain property from execution.

To the Judiciary Committee.

Mr. Etheridge, a bill to establish a County called "Dare."

To the Committee on Propositions and Grievances.

Mr. Moore, of Carteret, a bill to incorporate Eastern Star Lodge, number two, I. O. G. T.

To the Committee on Corporations.

Also, a bill to authorize the Board of Education to sell certain lands in Carteret County.

To the Committee on Education.

Mr. Blythe, a bill to exempt citizens of Buncombe, Madison and Henderson Counties from paying toll at any gate on the Buncombe Turnpike Road within their own Counties.

To the Committee on Internal Improvements.

Also, a bill to regulate the enterers of vacant lands.

Placed on the calendar.

Mr. Love, a bill to repeal section 15, chapter 2, of the Revised Code.

To the Judiciary Committee.

Mr. Forkner, a bill to incorporate the North Carolina Homestead Association.

Placed on the calendar.

Mr. Colgrove, a bill for the relief of the sureties of the late Sheriff of Jones County.

To the Committee on Propositions and Grivances.

Mr. Love introduced a resolution appointing a Committee of Investigation.

The resolution was adopted by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Etheridge, Eppes, Flythe, Forkner, Galloway, Graham, Harrington, Hyman, Hawkins, Jones of Columbus, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White, Winstead and Wilson—41.

NAYS—None.

Senate resolution to adjourn *sine die* February 7th, was taken up.

Mr. Welker moved to postpone the consideration of the resolution until February 7th.

Not agreed to by the following vote :

YEAS—Messrs. Bellamy, Blythe, Davis, Eppes, Forkner, Galloway, Harrington, Jones of Columbus, Smith, Stephens, and Welker—11.

NAYS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Cherry, Colgrove, Etheridge, Flythe, Graham, Hyman, Hawkins, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Yancey, McLaughlin, Murphy, Respass, Robbins, Scott, Shoffner, Sweet, White, Winstead and Wilson—30.

Mr. Forkner moved to refer to a special Committee of three.

The motion did not prevail by the following vote :

YEHS—Messrs. Beasley, Blythe, Colgrove, Davis, Flythe, Forkner, Galloway, Harrington, Jones of Columbus, Lassiter, Love, Moore of Carteret, Murphy, Shoffner, Smith, Stephens, Sweet and Welker—18.

NAYS—Messrs. Barnes, Beall, Bellamy, Brogden, Burns, Cherry, Etheridge, Eppes, Graham, Hyman, Hawkins, Jones of Wake, Lindsay, Martindale, Melchor, McLaughlin, Respass, Robbins, Scott, White, Winstead and Wilson—22.

The resolution was adopted by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Blythe, Cherry, Davis, Etheridge, Flythe, Graham, Hawkins, Jones of Columbus, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, McLaughlin, Murphy, Robbins, Scott, Shoffner, White, Winstead and Wilson—30.

NAYS—Messrs. Bellamy, Colgrove, Eppes, Forkner, Galloway, Harrington, Hyman, Respass, Smith, Stephens and Welker—11.

Mr. Jones, of Wake, introduced a resolution in favor of Tucker & Co.

Referred to the Committee on Claims.

Senate joint resolutions requesting the Public Treasurer to report to the General Assembly certain information, was taken up.

Mr. Graham moved to amend by adding the following: "Also the receipts and expenditures from October 1st, 1869, to January 1st, 1870."

The amendment was adopted.

As amended the resolutions were adopted.

Mr. Moore, of Carteret, moved to reconsider the vote by which the Senate adopted Senate resolutions on economy, retrenchment and reform.

Mr. Galloway moved to lay that motion on the table.

The motion to table was rejected.

The motion to reconsider prevailed.

On motion of Mr. Welker, the preamble was amended by striking out the words "the Republican party," and inserting the words "all parties."

On motion of Mr. Forkner, the bill was referred to the Committee on Finance.

A message was received from the House of Representatives announcing their concurrence in the proposition to print the communications from the Chief and Associate Justices of the Supreme Court.

On motion of Mr. Davis, the Senate adjourned until to-morrow at 10 o'clock A. M.

FRIDAY, JANUARY 14th, 1870.

The Senate met pursuant to adjournment.

The President in the Chair.

Mr. Sweet moved a call of the house.

The following Senators were absent from the Senate Chamber without leave:

Messrs. Beall, Bellamy, Blythe, Cherry, Colgrove, Cook, Davis, Etheridge, Flythe, Galloway, Graham, Hayes, Jones of

Columbus, Jones of Wake, Legg, Love, Melchor, Moore of Yancey, Richardson, Robbins, Scott, Shoffner, Smith, Stephens, White and Wilson.

A quorum appearing, further proceedings under the call were, on motion of Mr. Lindsay, stopped.

The Journal of Thursday was read and approved.

The following notices of bills were given :

By Mr. Forkner, of a bill to allow the Sheriff of Surry County, to collect arrears of taxes.

Mr. Blythe, of a bill making it the duty of Justices of the Peace and Sheriffs to pay over school money in their hands to the County Trustees of their respective Counties.

Mr. Lindsay, of a bill to repeal the law levying a tax to pay the interest on special tax bonds, except the tax levied for the year 1869.

Also, of a bill to release the sureties of Walker Smith, former Sheriff of Rockingham County.

Mr. Love, of a bill to amend chapter 280, laws of 1868-'69. Also chapter 270.

Also, of a bill to repeal title 21, of the Code of Civil Pro-

Mr. Eppes introduced a bill to repeal section 80, chapter 34, of the Revised Code.

Read first time and referred to the Judiciary Committee.

Mr. Respass, a bill relative to defendents.

Read first time and referred to the Judiciary Committee.

Mr. Lindsay, a resolution instructing the Public Treasurer.

Laid over.

Mr. Smith, for the Committee on Propositions and Grievances, reported a bill to change the title of an act to incorporate the Wilmington Life Insurance Company, ratified February 26th, 1869, and to amend said act of incorporation.

Read first time and placed on the calendar.

Mr. Welker presented a petition from Annie E. Henderson.

Read and referred to the Committee on Finance.

Mr. Respass, for the Committee on Propositions and Grievances, reported a substitute for Senate bill to repeal an act

authorizing the Secretary of State to furnish the County officers with blank books and other stationery.

Senate bill incorporating the North Carolina Homestead Association, was taken up and read second time.

Mr. Love moved to postpone the consideration of the bill indefinitely.

The motion did not prevail by the following vote :

YEAS—Messrs. Beeman, Bellamy, Cook, Flythe, Graham and Love—6.

NAYS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Blythe, Colgrove, Eppes, Forkner, Harrington, Hyman, Hawkins, Lassiter, Lindsay, Long, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White and Winstead—33.

Mr. Welker moved to amend section 2, by striking out in line 27, all after the word “lands,” down to and including the word “pleasure” in line 39.

The amendment was adopted.

Mr. Love moved to amend section 2 by adding the following words after the word “granted,” in line 6, “and shall be liable to all the liabilities, limitations and restrictions imposed on corporations in chapter 290, of the laws of 1868-’69.”

The amendment was rejected by the following vote :

YEAS—Messrs. Barnes, Beeman, Bellamy, Cook, Etheridge, Flythe, Graham, Harrington, Lindsay, Love, Mason, Melchor, Richardson and Smith—14.

NAYS—Messrs. Beall, Brogden, Blythe, Cherry, Colgrove, Forkner, Hyman, Hawkins, Jones of Wake, Lassiter, Long, Moore of Carteret, McLaughlin, Murphy, Robbins, Shoffner, Stephens, Sweet, White and Winstead—20.

Mr. Beall moved to amend section 2, line 11, by inserting the words “except by lottery.”

Mr. Moore, of Carteret, moved the previous question.

The motion did not prevail.

The amendment was adopted.

Mr. Sweet moved to amend section 2. by adding after the word "bonds," line 16, as follows: "secured by mortgage upon their real property."

Adopted.

Mr. Graham moved to amend section 2, line 40, by striking out the words "By-Laws," and inserting the word "privileges."

Adopted.

Mr. Graham moved to amend, by striking out the words "this act," in line 42, section 2, and inserting the words "the general incorporation act."

The amendment was rejected by the following vote:

YEAS—Messrs. Barnes, Beeman, Bellamy, Burns, Colgrove, Cook, Etheridge, Eppes, Flythe, Graham, Harrington, Love, Richardson and Wilson—14.

NAYS—Messrs. Beall, Brogden, Blythe, Cherry, Forkner, Hyman, Hawkins, Jones of Wake, Lassiter, Lindsay, Long, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet and White—24.

Mr. Love moved to strike out all after the word "mixed," section 2, line 9, down to and including the word "best," in line 11.

Mr. Hyman moved the previous question.

The motion prevailed.

The amendment offered by Mr. Love was rejected,

When the bill, as amended, passed second reading.

Senate bill to regulate the entries of vacant lands, passed second reading.

Leave of absence was granted Mr. Welker until Monday next; Mr. Moore, of Carteret, until Tuesday next.

The President appointed the following as the Committee called for by the Senate resolution on investigation adopted yesterday, viz: Mr. Samuel F. Phillips and Mr. Thomas Bragg, of Wake county, and Mr. Thomas L. Clingman, of Buncombe county.

Mr. Cook moved a reconsideration of the vote by which the Senate adopted yesterday Senate resolution on investigation.

The motion did not prevail by the following vote :

YEAS—Messrs. Barnes, Bellamy, Brogden, Cook, Eppes, Flythe, Forkner, Galloway, Hyman, Jones of Wake, Lassiter, Long, Martindale, McLaughlin, Robbins, Smith and Sweet—17.

NAYS—Messrs. Beall, Beasley, Beeman, Burns, Blythe, Cherry, Colgrove, Etheridge, Graham, Harrington, Hawkins, Mason, Moore of Yancey, Murphy, Richardson, Respass, Scott, Stephens, White, Winstead and Wilson—21.

Mr. Smith, for the Committee on Propositions and Grievances, reported favorably :

Senate bill to authorize the County Commissioners of Granville county to levy a special tax ;

Senate bill for the relief of John Horton, sheriff of Watauga County ;

Senate bill to establish a county to be called “ Dare ;”

Senate bill to repeal section 3 of an Act to amend section 1 of chapter 93, of the Revised Code ;

Engrossed House bill to authorize the late sheriff of Alexander county to collect arrears of taxes ;

Engrossed House resolution concerning property destroyed by the federal army in certain cases ; and

Senate bill to empower John M. Bateman, sheriff of Washington county, to collect arrears of taxes.

The committee reported unfavorably

Senate bill to tax steam distilleries ; and reported the petition of Walter F. Leake, and recommended that it be referred to the Committee on Finance.

The report was concurred in.

Mr. Robbins gave notice of a bill to incorporate the Franklin Academy in Rowan County.

A message was received from the House of Representatives transmitting the following bills, which were read first time and referred as stated :

Engrossed House bill to establish a bridge across the French

Broad river in Madison county, in the town of Marshal, styled the Madison Bridge Company.

To the Committee on Corporations ;

Engrossed House bill to declare valid the election of certain Justices of the Peace at August election, 1869.

To the Judiciary Committee ;

Engrossed House bill to authorize Z. F. Rush, former sheriff of Randolph county, to collect arrears of taxes for the year 1867.

To the Committee on Propositions and Grievances.

On motion of Mr. Galloway, the Senate adjourned until to-morrow at ten, A. M.

SATURDAY, JANUARY 15th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Friday was read and approved.

Mr. Forkner presented a petition from the Commissioners of the county of Surry.

Read and referred to the Committee on Roads ;

Mr. Lassiter, a petition from the Commissioners of the county of Granville.

Read and referred to the Committee on Propositions and Grievances.

Mr. Winstead, for the Judiciary Committee, reported favorably

Senate bill to cede to the United States of America, jurisdiction over certain land in Craven county.

Mr. Graham, for the Judiciary Committee, reported unfavorably

Senate bill for the redemption of real estate ;

And with amendments

Senate bill to appropriate certain lands to the Board of Education for the use of Common Schools.

Mr. Robbins, for the Judiciary Committee, reported favorably

Senate bill to secure the return to the Public Treasurer of bonds issued to the Chatham Railroad Company, which have been declared illegal by the Supreme Court.

And unfavorably, the following :

Senate bill to repeal an act to protect Sheriffs in the sale of lands for taxes, ratified April 12th, 1869 ;

Senate bill to amend an act to protect Sheriffs in the sale of lands for taxes, ratified April 12th, 1869 ;

Engrossed House bill to make judgments obtained at a special term of the court of Buncombe county bear teste from Monday, November 29th, 1869 ; and

Engrossed House bill to make slander a misdemeanor.

Mr. Lassiter, for the Judiciary Committee, reported favorably

Senate bill to amend section 8 of an act to establish the days and places for selling real property under execution.

Mr. Sweet, for the Judiciary Committee, reported unfavorably

Senate bill to fill the office of Township Clerk when a vacancy occurs ;

Also, engrossed House bill to amend section 421 of the Code of Civil Procedure.

Mr. Smith, for the Committee on Propositions and Grievances, reported favorably

Engrossed House bill to prevent disturbance at or within 50 yards of Jerusalem Church, in Northampton county, with amendments ; and

Senate bill for the relief of the sureties of the late Sheriff of Jones county.

Mr. Shoffner, for the Committee on Corporations, reported favorably the following :

Engrossed House bill to incorporate the New York and North Carolina Mining Company ;

Engrossed House bill to incorporate the Continental Copper Mining Company ;

Engrossed House bill to incorporate the Chatham Copper Mining Company ; and

Engrossed House bill to incorporate the Southern Gold and Copper Mining Company.

The following notices of bills were given, viz :

By Mr. Martindale, of a bill to incorporate the town of Robesonville, in the county of Martin ;

Mr. Mason, of a bill authorizing the Commissioners of Lincoln county to levy a special tax to build a poor house and pay the indebtedness of said county ; and

Mr. Hyman, of a bill calling for certain information from certain Railroad Presidents.

The following bills were introduced, which were read first time and disposed of as stated :

By Mr. Graham, a bill authorizing the County Commissioners of Orange county to issue bonds.

Referred to the Committee on Finance ;

By Mr. Respass, a bill authorizing the Commissioners of Hyde and Beaufort counties to levy a special tax.

Referred to the Committee on Propositions and Grievances ;

By Mr. Blythe, a bill to prevent obstructions in Mud Creek, in Henderson county.

Referred to the Committee on Propositions and Grievances ;

By Mr. Mason, a bill authorizing the Commissioners of Gaston county to levy a special tax.

Referred to the Committee on Roads.

Senate bill to incorporate the Randleman Manufacturing Company was read third time and laid over until Saturday next.

Engrossed House bill to repeal chapter 240, of the public laws of 1868-'69, authorizing the Commissioners of Chatham county to levy a special tax, passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Burns, Blythe, Cherry, Colgrove, Cook, Etheridge, Eppes, Flythe, Forkner, Galloway, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, McLaughlin, Murphy, Respass, Scott, Shoffner, Smith, White, Winstead and Wilson—36.

NAYS—None.

Senate bill to make the Yadkin River in Wilkes county a lawful fence

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Burns, Cherry, Colgrove, Cook, Etheridge, Eppes, Flythe, Galloway, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Melchor, McLaughlin, Murphy, Richardson, Scott, Shoffner, Smith, Stephens, White, Winstead and Wilson—33.

NAYS—None.

Engrossed House bill to incorporate the Rock Spring Camp Ground, in Rutherford county, passed third reading by the following vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Burns, Cherry, Colgrove, Etheridge, Eppes, Flythe, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Long, Love, Mason, Melchor, McLaughlin, Murphy, Richardson, Scott, Smith, Sweet, White, Winstead and Wilson—29.

NAYS—None.

Senate bill to incorporate Edgecombe Lodge, No. 298, of Ancient York Masons, passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Cherry, Colgrove, Etheridge, Eppes, Flythe, Galloway, Harrington, Hawkins, Lassiter, Legg, Long, Love, Mason, Melchor, McLaughlin, Murphy, Richardson, Respass, Scott, Smith, Sweet, White and Wilson—30.

NAYS—None.

Engrossed House bill to amend an act passed at the session of 1868-'69, relative to the Western Turnpike Road leading from

Asheville to the Tennessee line, passed third reading by the following vote:

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Colgrove, Etheridge, Eppes, Flythe, Galloway, Hawkins, Lassiter, Legg, Long, Love, McLaughlin, Murphy, Richardson, Respass, Scott, Shoffner, Smith, Sweet, White, Winstead and Wilson—29.

NAYS—Messrs. Bellamy and Harrington—2.

Mr. Love moved a reconsideration of the vote just taken.

The motion did not prevail, by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Burns, Eppes, Harrington, Hawkins, Lindsay, Long, Love, Melchor, McLaughlin, Murphy, Respass, Robbins and Scott—17.

NAYS—Messrs. Beasley, Brogden, Blythe, Colgrove, Cook, Flythe, Forkner, Galloway, Hyman, Jones of Wake, Lassiter, Legg, Martindale, Moore of Yancey, Richardson, Smith, Stephens, White and Wilson—19.

The House of Representatives transmitted

Engrossed House bill for the relief of the sureties of John Barnett, late Sheriff of Person County.

Mr. Winstead moved a suspension of the rules to place the bill on its passage.

Agreed to by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Eppes, Flythe, Forkner, Galloway, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Moore of Yancey, McLaughlin, Murphy, Richardson, Robbins, Scott, Shoffner, Smith, Sweet, Winstead and Wilson—34.

NAYS—None.

The bill passed its several readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cherry, Colgrove, Eppes, Galloway, Harrington, Hawkins, Jones of Wake, Lassiter, Legg, Lindsay, Love, Mason, Martindale, Melchor, Moore of Yancey,

McLaughlin, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Sweet, White, Whiteside, Winstead and Wilson—36.

NAYS—None.

Senate bill to incorporate the Wilson Collegiate Seminary, passed its third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Cherry, Colgrove, Eppes, Flythe, Forkner, Galloway, Harrington, Hawkins, Jones of Wake, Legg, Lindsay, Long, Love, Mason, Martindale, Moore of Yancey, McLaughlin, Murphy, Richardson, Respass, Robbins, Smith, Sweet, White, Whiteside, Winstead and Wilson—33.

NAYS—None.

On motion of Mr. Sweet, the vote just taken was reconsidered.

The amendment offered by the Committee on Education was rejected, when the bill passed its third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Eppes, Flythe, Forkner, Galloway, Harrington, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Sweet, White, Whiteside, Winstead and Wilson—38.

NAYS—None.

Senate bill to incorporate the Southern Copper Company was read third time.

Mr. Love moved to postpone the consideration of the bill indefinitely.

The motion did not prevail by the following vote :

YEAS—Messrs. Love, Mason and McLaughlin—3.

NAYS—Messrs. Beall, Beasley, Beeman, Burns, Blythe, Cherry, Flythe, Forkner, Galloway, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Lindsay, Long, Martindale, Moore of Yancey, Murphy, Richardson, Respass,

Scott, Shoffner, Smith, Sweet, White, Winstead and Wilson—29,

When the bill passed its third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Burns, Blythe, Cherry, Colgrove, Eppes, Flythe, Forkner, Galloway, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Lindsay, Long, Mason, Martindale, Moore of Yancey, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Sweet, Welker, White, Winstead and Wilson—35.

NAYS—Messrs. Love, McLaughlin and Whiteside—3.

Mr. Robbins moved a suspension of the rules to introduce a bill and place it on its passage.

The motion prevailed by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Eppes, Flythe, Forkner, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Sweet, White, Whiteside, Winstead and Wilson—38.

NAYS—None.

Mr. Robbins introduced a bill to incorporate the Trustees of Franklin Academy, Rowan county, when the bill passed its several readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Cook, Eppes, Flythe, Forkner, Galloway, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Yancey, Murphy, Respass, Robbins, Scott, Shoffner, Smith, White, Whiteside, Winstead and Wilson—36.

NAYS—None.

On motion of Mr. Love the rules were suspended, when

Mr. Shoffner, for the Committee on Corporations, reported favorably

Senate bill to incorporate Eastern Star Lodge, No. 2, I. O. G. T.; and

Senate bill to incorporate Junaluska Lodge, No. 145, A. Y. M., of the town of Franklin;

And with amendments, Senate bill to incorporate the Portis Gold Mine and Sandy Creek Water Company, in Franklin county.

The rules were suspended, and Senate bill to incorporate Junaluska Lodge, No. 145, A. Y. M., of the town of Franklin, passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Flythe, Galloway, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Yancey, McLaughlin, Murphy, Respass, Scott, Shoffner, Smith, Stephens, Sweet, White, Whiteside, Winstead and Wilson—36.

NAYS—None.

Mr. Hyman moved a suspension of the rules.

Agreed to,

When engrossed House bill to prevent disturbance at or within fifty yards of Jerusalem church, in Northampton county, passed its second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Eppes, Flythe, Galloway, Harrington, Hyman, Hawkins, Lassiter, Lindsay, Long, Love, Melchor, Moore of Yancey, Richardson, Respass, Scott, Shoffner, Smith, Stephens, Sweet, White, Winstead and Wilson—31.

NAYS—Mr. Beall—1.

Engrossed House bill in relation to cleaning out obstructions in Lumber river, passing through the county of Robeson, passed its third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Blythe, Cherry, Colgrove, Cook, Eppes, Flythe, Galloway,

Harrington, Hawkins, Jones of Columbus, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melchor, Moore of Yancey, McLaughlin, Murphy, Richardson, Respass, Scott, Shoffner, Smith, Stephens, Sweet, White, Whiteside, Winstead and Wilson—36.

NAYS—None.

Engrossed House bill to amend an act to prevent the obstruction of fish up Little river, passed its third reading by the following vote :

YEAS—Messrs Barnes, Beall, Beasley, Beeman, Brogden, Blythe, Colgrove, Eppes, Flythe, Forkner, Galloway, Harrington, Hawkins, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melchor, Moore of Yancey, McLaughlin, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, White, Winstead and Wilson—33.

NAYS—None.

Engrossed House bill to amend an act to authorize the formation of Corporations for manufacturing, mining, mechanical, chemical and other purposes, passed its third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Blythe, Cherry, Colgrove, Flythe, Forkner, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melchor, Moore of Yancey, McLaughlin, Robbins, Scott, Shoffner, Smith, Stephens, Sweet and White—29.

NAYS—Messrs. Murphy and Respass—2.

Engrossed House bill to incorporate the Mechanics' Savings, Loan and Building Association, was read third time.

Mr. Love moved to postpone the bill indefinitely.

Not agreed to,

When the bill passed its third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Eppes, Flythe, Forkner, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Wake, Lassiter, Legg, Lindsay, Long, Mason, Martindale, Melchor, Moore of Yancey, McLaughlin, Murphy, Richardson,

Respass, Robbins, Scott, Smith, Stephens, Sweet, White, Whiteside, Winstead and Wilson—39.

NAYS—Messrs. Bellamy and Love—2.

Senate bill to incorporate the Boydton and Ridgeway Turnpike Company, passed third reading by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Forkner, Harrington, Hyman, Hawkins, Jones of Wake, Legg, Lindsay, Long, Mason, Martindale, Melchor, Moore of Yancey, McLaughlin, Murphy, Richardson, Respass, Robbins, Scott, Smith, Stephens and Sweet—30.

NAYS—Messrs. Barnes, Jones of Columbus and Shoffner—3.

Engrossed House bill to incorporate the Elizabeth City and Norfolk Rail Road Company, passed its third reading by the following vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Forkner, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Love, Martindale, Melchor, Moore of Yancey, McLaughlin, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, White, Whiteside and Wilson—32.

NAYS—None.

Engrossed House bill to amend an act prohibiting the sale of intoxicating liquors on the Western North Carolina Rail Road, passed its third reading by the following vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Forkner, Hyman, Hawkins, Jones of Columbus, Jones of Wake, Lassiter, Legg, Long, Love, Martindale, Melchor, Moore of Yancey, McLaughlin, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, White, Whiteside and Wilson—33.

NAYS—Messrs. Beall and Harrington—2.

Senate bill in relation to a special tax in the county of Bertie, passed its second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Forkner, Harrington, Hyman,

Hawkins, Jones of Columbus, Jones of Wake, Lassiter, Legg, Long, Love, Mason, Martindale, Melchor, McLaughlin, Murphy, Richardson, Respass, Scott, Shoffner, Smith, Stephens, Sweet, Whiteside and Wilson—33.

NAYS—Mr. Robbins—1.

On motion of Mr. Martindale, it was ordered that all private bills taken up be put on their final passage.

Engrossed House bill to authorize the Commissioners of Craven county to levy a special tax for the purpose of building bridges across the Neuse and Trent rivers, passed second reading by the following vote:

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Flythe, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Long, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Murphy, Scott, Shoffner, Sweet and White—27.

NAYS—Messrs. Jones of Columbus, Respass and Robbins—3.

On motion of Mr. Sweet, it was ordered that when the Senate adjourn, it adjourn to meet at seven and a half o'clock this P. M.

Senate bill to incorporate the Franconia Manufacturing Company of the County of Duplin, was read second time.

The amendment offered by the Committee on Corporations was adopted.

As amended, the bill passed second and third readings.

The following is the vote on its third reading:

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Burns, Blythe, Forkner, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Long, Mason, Martindale, Melchor, Moore of Yancey, McLaughlin, Murphy, Richardson, Robbins, Scott, Shoffner, Smith, Stephens, Sweet and Wilson—28.

NAYS—Messrs. Bellamy, Jones of Columbus, Love and Respass—4.

Mr. Robbins presented the credentials of George Martin Whiteside, Senator elect from the 38th Senatorial district. Whereupon he was duly sworn by the President and took his seat.

On motion of Mr. Stephens the Senate adjourned.

EVENING SESSION.

The Senate met pursuant to adjournment,

The President in the Chair.

The House of Representatives transmitted engrossed House bill for the relief of several Sheriffs of the State.

The bill passed first reading.

Mr. Hyman moved a suspension of the rules to place the bill on its passage.

Mr. Stephens moved to lay that motion on the table.

The motion to lay on the table did not prevail by the following vote :

YEAS—Messrs. Beasley, Beeman, Colgrove, Cook, Flythe, Forkner, Long, Love, Mason, Martindale, Respass, Stephens and Wilson—13.

NAYS—Messrs. Blythe, Cherry, Etheridge, Eppes, Galloway, Hyman, Hawkins, Lassiter, Lindsay, Richardson, Robbins, Shoffner, Smith, Sweet, White and Winstead—16.

The motion to suspend the rules did not prevail by the following vote :

YEAS—Messrs. Brogden, Burns, Blythe, Colgrove, Eppes, Flythe, Galloway, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Murphy, Richardson, Robbins, Scott, Shoffner, Smith, Sweet, Welker, White and Winstead—23.

NAYS—Messrs. Barnes, Beasley, Beeman, Cherry, Cook, Etheridge, Forkner, Lindsay, Long, Love, Mason, Respass, Stephens and Wilson—14.

On motion of Mr. Lindsey, the bill was referred to the Committee on Propositions and Grievances, with instructions to report Monday next.

Senate bill to empower John M. Bateman, Sheriff of Washington county, to collect arrears of taxes, passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Burns,

Blythe, Cherry, Colgrove, Cook, Etheridge, Eppes, Flythe, Forkner, Galloway, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Murphy, Richardson, Respass, Scott, Snoffner, Smith, Stephens, Sweet, White, Whiteside, Winstead and Wilson—37.

NAYS—None.

Senate bill to levy a special tax for the county of Granville, was read second time, and on motion of Mr. Lassiter, was laid on the table.

On motion of Mr. Jones, of Wake, the Senate adjourned until Monday, ten o'clock.

MONDAY, JANUARY 17th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Saturday was read and approved.

Mr. Winstead, for the Judiciary Committee, reported a substitute for

Senate bill to change the time of holding the Courts in the Eighth Judicial District.

Mr. Forkner, for the Committee on Internal Improvements, gave notice of his intention to introduce a bill to restore the credit of the State and to facilitate the construction of our unfinished Rail Roads ;

Mr. Love, of a bill in relation to perjury ;

Also, of a bill in relation to lost notes of hand ;

Also, of a bill on salaries ;

Mr. Robbins, of a bill for the relief of E. C. Miller, of Rowan county ;

Mr. Long, of a bill for the punishment of seduction ;

Mr. Cherry, of a bill for the false packing of cotton ;

Mr. Welker, of a bill to incorporate the Greensboro' Building and Loan Association ;

Mr. Beall, of a bill for the relief of J. T. Patterson, Sheriff of Burke county ;

Mr. Murphy, of a bill to annex a part of New Hanover county to the county of Sampson ;

Mr. Love, of a bill to incorporate Oak City Council, No. 16, Friends of Temperance, in the City of Raleigh ;

Mr. Lassiter, of a bill for the increase of confidence in our State securities and further protection of the State's interest in its public works ;

Mr. Stephens, of the following :

A bill to repeal section 33 of an act to raise revenue ;

A bill to repeal section 4, schedule B, of act to raise revenue ;

A bill to amend section 29, schedule B, of an act to raise revenue ;

A bill to repeal chapter 261, of the public laws of 1868-'69 ;

A bill to protect Sheriffs in the sale of land for taxes, ratified April 12th, 1869 ;

Mr. Colgrove, of a bill to allow the Commissioners of Jones county to levy a special tax for the year 1870 ;

Mr. Respass, of the following :

A bill to further define the duties of Justices of the Peace, Township Clerks and Constables ;

A bill for the better protection of landlords ;

A bill in relation to false pretences ;

A bill in relation to Justices of the Peace ;

Mr. Wilson, of a bill to incorporate Salem Lodge, No. 289, A. Y. M. ;

Mr. Beall, of a bill to levy a special tax in Caldwell county ;

Mr. Brogden, of a bill to authorize and empower the County Commissioners of Wayne county to collect arrears of taxes for the year 1867 ;

Also, of a bill to prevent the felling of trees and otherwise obstructing the free passage of the waters in Mill creek.

The following bills and resolutions were introduced, read the first time, and disposed of as stated :

By Mr. Welker, a bill to amend section 9 of chapter 68 of the Revised Code.

To the Judiciary Committee ;

By Mr. Smith, a bill to authorize the qualified voters of the counties of Watauga and Caldwell to locate the turnpike road as far as it extends through said counties.

To the Committee on Internal Improvements ;

By Mr. Stephens, a bill to charter a Rail Road in the county of Caswell to be known as the Yanceyville and Danville Rail Road.

To the Committee on Internal Improvements ;

By Mr. Respess, a bill authorizing Israel B. Watson, Sheriff of Hyde county, to collect arrears of taxes for 1868.

To the Committee on Propositions and Grievances ;

By Mr. Winstead, for the Code Commission, a bill to repeal the law concerning " fences " in certain townships.

To the Committee on Agriculture ;

By Mr. Martindale, a bill to incorporate the town of Robesonville, in the County of Martin.

To the Committee on Corporations ;

By Mr. Jones, of Columbus, a bill to amend section 4 of an act relating to salaries and fees.

To the Committee on Salaries and Fees ;

By Mr. Lindsay, a bill to repeal a special act.

To the Committee on Roads ;

By Mr. Robbins, a resolution instructing the Attorney General to have the constitutionality of the Rail Road appropriations adjudicated.

Laid over.

On motion of Mr. Love, it was ordered that the Secretary of the Senate request the Secretary of State to transmit certified copies of certain resolutions to State officers.

On motion of Mr. Sweet, a committee of three, consisting of

Messrs. Sweet, Lassiter and Love, were appointed to wait on Miss Dix and invite her to a seat in the Senate.

Whereupon the Committee waited upon Miss Dix and escorted her into the Senate chamber where she was welcomed by the President, in behalf of the Senate, in the following words :

HONORED LADY—To you, as one of the greatest benefactors of the unfortunate of our race, and who has devoted a large portion of your valuable life to the amelioration of their unhappy condition, the Senate of North Carolina extends a cordial welcome to a seat within its bar, with the assurance that you will ever hold a permanent place within the hearts of each individual Senator.

The hour of the special order having arrived, the same, on motion of Mr. Brogden, was postponed and made a special order for to-morrow at eleven o'clock.

Leave of absence was granted Mr. Graham until to-morrow ; Mr. Burnes, for to-morrow.

Senate bill to regulate the entries of vacant lands passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Hawkins, Jones of Columbus, Legg, Melchor, Richarson, Respass and Stephens—15.

NAYS—Messrs. Bellamy, Colgrove, Cook, Flythe, Harrington, Long, Love, Mason, Moore of Yancey, McLaughlin, Welker, White, Winstead and Wilson—14.

Senate bill incorporating the North Carolina Homestead Association, was taken up and read third time.

Mr. Sweet moved to amend section 2 by inserting after the word "lands," in line 27, the following words, viz : " and of carrying out any other purpose connected with the business of the Company, and of such other business as may not be contrary to the Constitution of the State or of the United States, and to the carrying out of the above mentioned purpose,

objects and incidents, may make all such by-laws, rules and regulations as they may deem proper and consistent, and the same to add to, alter, amend and repeal at pleasure."]

The amendment was adopted by the following vote:

YEAS—Messrs. Beall, Beasley, Brogden, Blythe, Cherry, Colgrove, Etheridge, Forkner, Hyman, Lassiter, Legg, Moore of Yancey, McLaughlin, Murphy, Respass, Robbins, Scott, Shoffner, Smith, Sweet, Whiteside and Winstead—22.

NAYS—Messrs. Barnes, Bellamy, Burns, Cook, Flythe, Harrington, Hawkins, Jones of Wake, Lindsay, Long, Love, Mason, Melchor, Richardson, Welker, White and Wilson—17.

Mr. Sweet moved to strike out the word "Privileges," line 40, section 2, and insert "by-laws."

The amendment was adopted.

On motion of Mr. Sweet, J. W. Graeff was stricken from section 1.

Mr. Cook moved to strike out the following words in section 2, lines 15 and 16, viz: "with power to issue and endorse bonds."

The motion to strike out did not prevail, by the following vote:

YEAS—Messrs. Barnes, Bellamy, Brogden, Burns, Cook, Etheridge, Eppes, Flythe, Harrington, Lindsay, Love, Mason, Martindale, Melchor, Richardson, Welker, White and Wilson—18.

NAYS—Messrs. Beall, Beasley, Blythe, Cherry, Colgrove, Forkner, Galloway, Hyman, Hawkins, Jones of Wake, Legg, McLaughlin, Murphy, Respass, Robbins, Scott, Smith, Sweet, Whiteside and Winstead—20.

Mr. Love moved to amend section 5 by striking out the words "its ratification," and inserting the words "the payment by the corporators of fifteen thousand dollars into the State Treasury."

Mr. Galloway moved the previous question.

The motion prevailed by the following vote:

YEAS—Messrs. Beall, Beasley, Beeman, Blythe, Cherry,

Colgrove, Flythe, Forkner, Galloway, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Martindale, McLaughlin, Murphy, Respass, Shoffner, Smith, Stephens, Sweet, Whiteside and Winstead—24.

NAYS—Messrs. Barnes, Burns, Etheridge, Harrington, Love, Robbins and Scott—7.

The amendment offered by Mr. Love was rejected by the following vote :

YEAS—Messrs. Barnes, Bellamy, Burns, Cherry, Cook, Harrington, Lindsay, Love, Mason, Moore of Yancey, Richardson, Winstead and Wilson—13.

NAYS—Messrs. Beall, Beasley, Beeman, Brogden, Blythe, Colgrove, Etheridge, Flythe, Forkner, Galloway, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Martindale, McLaughlin, Murphy, Respass, Robbins, Scott, Smith, Stephens, Sweet, White and Whiteside—26.

As amended the bill passed third reading by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Brogden, Blythe, Cherry, Colgrove, Etheridge, Flythe, Forkner, Galloway, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Martindale, Moore of Yancey, McLaughlin, Murphy, Respass, Robbins, Scott, Smith, Stephens, Sweet, Whiteside and Winstead—28.

NAYS—Messrs. Barnes, Bellamy, Burns, Cook, Harrington, Lindsay, Love, Mason, Melchor, Richardson, Welker, White and Wilson—13.

Mr. Hyman introduced a bill concerning certain Rail Road Presidents.

Read first time and referred to the Judiciary Committee.

Senate bill to cede to the United States of America jurisdiction over certain land in Craven county, passed its second reading.

Senate bill to establish a county called "Dare," passed its second reading by the following vote :

YEAS—Messrs. Beasley, Beeman, Brogden, Blythe, Colgrove, Cook, Etheridge, Flythe, Hyman, Hawkins, Jones of Wake,

Lassiter, Long, Love, Martindale, Moore of Yancey, Murphy, Respass, Shoffner, Smith, Stephens, Sweet, Welker and White—24.

NAYS—Messrs. Beall, Bellamy, Eppes, Harrington, Melchor, Richardson, Robbins, Whiteside and Wilson—9.

Senate bill for the redemption of real estate was read the second time.

The report of the Judiciary Committee, viz: "that it do not pass," was concurred in by the following vote:

YEAS—Messrs. Beall, Beasley, Bellamy, Brogden, Burns, Cherry, Colgrove, Cook, Eppes, Flythe, Harrington, Hawkins, Legg, Long, McLaughlin and Wilson—16.

NAYS—Messrs. Beeman, Blythe, Jones of Columbus, Jones of Wake, Lindsay, Love, Melchor, Moore of Yancey, Murphy, Richardson, Respass, Shoffner, Smith, Welker and White—15.

Leave of absence was granted Mr. Jones, of Wake, and Mr. Welker, for to-morrow.

The President announced Gen. Rufus Barringer on the Committee of Investigation, *vice* Thos. L. Clingman.

Senate bill to amend several Rail Road charters was taken up, and, on motion of Mr. Welker, was made a special order for Thursday next, at 12 o'clock.

On motion of Mr. Hyman, the Senate adjourned until to-morrow, at 10½ o'clock, A. M.

TUESDAY, JANUARY 18th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Monday was read and approved.

Mr. Moore, of Carteret, presented a petition from the Commissioners of Carteret county.

Read and referred to the Committee on Finance.

Mr. Murphy presented a petition from the citizens of New Hanover county.

Referred to the Committee on Propositions and Grievances.

Mr. Smith, for the Committee on Propositions and Grievances, reported favorably

Engrossed House bill to change part of the line that divides Burke and McDowell counties ;

Also, engrossed House bill to authorize George W. Wynne, former tax collector of Hertford county, to collect arrears of taxes for 1867.

Mr. Forkner, for the Committee on Internal Improvements, gave notice of a bill to provide for the sale of certain stocks owned by the State in works of Internal Improvements.

Mr. Cook, for the same Committee, gave notice of a bill creating a Board of Commissioners of a sinking fund and levying a special tax to meet the interest on certain bonds ;

Mr. Harrington, of a bill to allow the County Commissioners of Harnett county to levy a special tax ;

Mr. Hawkins, of a bill to incorporate the Farmers and Mechanics' Life Assurance Association ;

Mr. Beasley, of a bill allowing the several Sheriffs of the State to collect arrears of taxes ;

Mr. Moore, of Carteret, of a bill to authorize the County Commissioners of Carteret County to levy a special tax ;

Mr. Brogden, of a bill to incorporate Wayne Lodge, No. 112, of Free and Accepted Masons, at Goldsboro', in Wayne county ;

Mr. Lindsey, of a bill to sell or exchange the interest North Carolina holds in all Rail Roads for what is called the old State bonds of the State of North Carolina ;

Mr. Galloway, of a bill to change the rule of evidence in certain cases and secure the possessors of lands.

Mr. Forkner, for the Committee on Internal Improvements, presented

A bill to restore the credit of the State and to facilitate the construction of our unfinished Rail Roads. .

Read first time, ordered printed and made a special order for Friday next at 11 o'clock.

The following bills were introduced, read first time and referred as stated :

By Mr. Stephens, a bill to amend an act to raise revenue, ratified April 1st, 1869.

To the Committee on Finance;

A bill to repeal section 14, schedule B, of an act to raise revenue, ratified April 1st, 1869.

To the Committee on Finance;

A bill to repeal an act to protect Sheriffs in the sale of land for taxes, ratified April 12th, 1869.

To the Judiciary Committee ;

A bill to repeal section 33, schedule B, of an act to raise revenue, ratified April 1st, 1869.

To the Committee on Finance ;

By Mr. Respass, a bill to further define the duties of Justices of the Peace, Township Clerks and Constables.

To the Judiciary Committee ;

A bill for the better protection of landlords.

To the Judiciary Committee ;

A bill in relation to Justices of the Peace.

To the Judiciary Committee ;

Mr. Mason, a bill to authorize the Commissioners of Lincoln county to levy a special tax.

To the Committee on Propositions and Grievances ;

Mr. Murphy, a bill to annex a part of New Hanover to Sampson county.

To the Committee on Propositions and Grievances ;

Mr. Long, a bill for the punishment of seduction.

To the Judiciary Committee ;

Mr. Lindsay, a bill to repeal the special tax clause in certain Rail Road charters passed at the last session of the General Assembly.

To the Judiciary Committee ;

Mr. Smith, a bill to lay off a public road through the counties of Alexander and Wilkes.

To the Committee on Roads.

Mr. Love presented a resolution prohibiting the Public Treasurer from paying interest on special tax bonds.

Mr. Lindsay accepted the resolution as a substitute for a similar resolution offered by himself.

Mr. Love moved a suspension of the rules to place the resolution on its passage.

The motion to suspend the rules prevailed by the following vote:

YEAS—Messrs. Barnes, Beasley, Bellamy, Brogden, Cherry, Colgrove, Etheridge, Eppes, Flythe, Graham, Harrington, Hyman, Hawkins, Lassiter, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, McLaughlin, Murphy, Respass, Robbins, Scott, Shoffner, Stephens, Sweet, White, Whiteside, Winstead and Wilson—33.

NAYS—Messrs. Beeman, Blythe, Cook, Galloway, Richardson and Smith—6.

Mr. Love moved the resolution offered by Mr. Lindsay, as a substitute for the resolution offered by himself.

Mr. Shoffner offered the following as a provision to the resolution, viz:

“Provided, That this resolution shall not apply to the payment of interest on special tax bonds sold before the 20th of December, 1869, the holders of which shall, before receiving the interest, make affidavit that they are bona fide purchases and were so on the 20th of December, 1869.”

Mr. Hyman moved the previous question.

The motion did not prevail.

Mr. Galloway moved to lay the amendment offered by Mr. Shoffner on the table.

The motion did not prevail.

The amendment of Mr. Shoffner was rejected.

The substitute was adopted by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Cherry, Colgrove, Ethridge, Flythe, Graham, Harrington, Hawkins, Jones of Mecklenburg, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Respess, Robbins, Scott, Shoffner, White, Whiteside, Winstead and Wilson—32.

NAYS—Messrs. Blythe, Cook, Eppes, Galloway, Richardson, Smith and Stephens—7.

The resolution as amended by the adoption of the substitute was put upon its second reading and passed by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Cherry, Colgrove, Etheridge, Flythe, Graham Harrington, Hawkins, Jones of Mecklenburg, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Respess, Robbins, Scott, Shoffner, White, Whiteside, Winstead and Wilson—32.

NAYS—Messrs. Blythe, Cook, Eppes, Galloway, Hyman, Smith and Stephens—7.

Mr. Cook moved to postpone the further consideration of the resolution until to-morrow, at 11½ o'clock.

The motion did not prevail.

The resolution passed its third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Cherry, Colgrove, Etheridge, Flythe, Graham, Harrington, Hawkins, Jones of Mecklenburg, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Respess, Robbins, Scott, Shoffner, White, Whiteside, Winstead and Wilson—32.

NAYS—Messrs. Blythe, Cook, Galloway, Hyman, Smith and Stephens—6.

Mr. Love moved a suspension of the rules to transmit at once the resolution to the House of Representatives for their action.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Cherry, Colgrove, Etheridge, Flythe, Graham, Harrington, Hawkins, Jones of Mecklenburg, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, McLanghlin, Murphy, Richardson, Respess, Robbins, Scott, Sweet, White, Whiteside, Winstead and Wilson—33.

NAYS—Messrs. Cook, Eppes, Galloway and Stephens—4.

Mr. Love offered the following protest, with a request that it be entered on the Journal:

The undersigned, by authority given by the Constitution of the State of North Carolina, in section nineteen, article two, to any member of either House “of the General Assembly to dissent from, and protest against any act or resolution which he may think injurious to the public or to any individual, and have the reasons of his dissent entered on the Journal” of such House, does hereby, while entertaining a decent respect for the opinion of a majority of the Senate, who differ with him, solemnly protest against the passage of an act by this body on yesterday, on its third reading, entitled an “Act incorporating the North Carolina Homestead Association,” for the following reasons:

1st. A rule of the Senate provides that bills of this nature shall only be acted upon on Saturday, and as it was passed on Monday, without a suspension of the rules, and in despite of that objection raised by this protestant, the act carries with it the embarrassment of this fact.

2d. The Constitution of North Carolina provides, article VIII, section 1, that corporations ***** shall not be created by special act, except for municipal purposes, and in cases where, in the judgment of the Legislature, the object of the corporations cannot be attained under general laws. This General Assembly has enacted a general law under which, in the opinion of the undersigned, the incorporators in the aforesaid act could have organized and operated. This act is, there-

fore, in violation of the above recited section of the Constitution, which says such bodies "shall not be created by special act," and further, it is a wrong of vast magnitude, because the Senate, at the present session, has denied similar rights and privileges to other parties who desired to incorporate; and further still, it is a wrong, because it unjustly discriminates between these incorporators, all of whom, except one, are non-residents of the State, non-property holders among us, and of course non-taxpayers, and our own citizens, by relieving and securing the former from restrictions, limitations and liabilities which will be imposed on the latter, who may be compelled to incorporate under our general act.

3rd. The Constitution provides, article two, section fourteen, that the General Assembly shall not pass any private law, unless it be made to appear that thirty days' notice of application to pass such law shall have been given. Now that this is a private law, no one, not even the most ardent supporters of the same, or the corporators named therein, will deny. It is for the benefit of individuals, (alas a very few,) for a certain locality or localities has all the elements of individuality in it, and is a mere private law. No notice of the bill was given, as required by the organic law of the State, and it is submitted that even if notice had been given, of even an hundred days, still it must be made to appear to the General Assembly, otherwise such legislation is void.

To recapitulate:

1st. It was passed in violation of the rules of the Senate;

2nd. It is in violation of the Constitution, article eight, section one;

3rd. It is in violation of the Constitution, article two, section fourteen; and hence the incorporation is only a bogus concern, without any legal creation.

Respectfully submitted.

W. L. LOVE.

Leave of absence was granted Mr. Martindale until Monday next.

The House of Representatives concurred in

Senate bill to repeal an act concerning Fisheries, and notified the Senate by message of the same.

On motion of Mr. Etheridge, the Senate adjourned until to-morrow, at ten o'clock, A. M.

WEDNESDAY, JANUARY 19th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Tuesday was read and approved.

Mr. Love, for the Committee on Roads, reported favorably Senate bill to compel persons to work on Public Roads;

Also, Senate bill to repeal a special act;

And unfavorably

Senate bill to lay off a Public Road through the counties of Alexander and Wilkes;

Also, Senate bill authorizing the county of Gaston to levy a special tax;

And asked to be discharged from the consideration of

A petition from the Commissioners of Surry county.

Mr. Respass, for the Committee on Salaries and Fees, reported, with an amendment,

Senate bill to amend section 4 of an act relating to Salaries and Fees; and favorably,

Senate bill to conform the fees of Solicitors to the act in relation to "Punishments," ratified April 10th, 1869.

The House of Representatives transmitted the following bills for the consideration of the Senate, which were read first time and referred as stated:

Engrossed House bill to charter the Bank of Statesville.

To the Committee on Banks ;

Engrossed House bill to incorporate Watauga Lodge, No. 293, A. Y. M.

To the Committee on Corporations ;

Engrossed House bill to incorporate the Ann Holden and Murfreesboro' Land and Building Association.

To the Committee on Corporations ;

Engrossed House bill to incorporate the North Carolina Spoke and Handle Manufacturing Company.

To the Committee on Corporations ;

Engrossed House bill to incorporate Catawba Lodge, of A. F. M., at Newton, North Carolina.

To the Committee on Corporations ;

Engrossed House bill to allow Harris G. Terry, former sheriff of Richmond county, to collect arrears of taxes.

To the Committee on Propositions and Grievances ;

Engrossed House bill to prevent the felling of trees in Big Hunting creek, in Iredell county.

To the Committee on Propositions and Grievances ;

Engrossed House bill to authorize the Commissioners of Haywood county to levy a special tax.

To the Committee on Finance ;

Engrossed House bill in relation to taking fish from the waters of the North-east Branch of the Cape Fear river.

To the Committee on Fisheries ;

Also, engrossed House resolution instructing the Code Commission.

To the Judiciary Committee.

The following notices of bills were given ;

By Mr. Beeman, a bill for the purpose of levying a tax on all old debts, for school purposes ;

Mr. Blythe, of a bill defining the duties of Magistrates, Solicitors and Grand Jurors, in certain cases ; and

Mr. Respass, of a bill to change the line of Hyde and Tyrrell counties, so as to run north of New Lake settlement.

The following bills were introduced, read first time and referred as stated :

By Mr. Love, a bill to amend sections 562 and 563, chapter 280, laws of 1868-'69.

Referred to the Judiciary Committee ;

A bill to amend chapter 279, laws of 1868-'69.

To the Judiciary Committee ;

A bill to incorporate Oak City Council, No. 16, Friends of Temperance.

To the Committee on Corporations ;

By Mr. Jones, of Wake, a bill to establish a Company of Pawn Brokers in North Carolina.

To the Committee on Corporations ;

By Mr. Forkner, a bill to allow the Sheriff of Surry county to collect arrears of taxes.

To the Committee on Propositions and Grievances ;

By Mr. Galloway, a bill to change the rules of evidence in certain cases, and to secure the possessors of lands.

To the Judiciary Committee ;

By Mr. Hawkins, a bill to incorporate the Farmers and Mechanics' Life Assurance Company.

To the Committee on Corporations ;

By Mr. Brogden, a bill to incorporate Wayne Lodge, No. 112, of Free and Accepted Masons, at Goldsboro, in Wayne county.

To the Committee on Corporations ; and

Mr. Welker, a bill to charter the Greensboro Building and Loan Association, in Guilford county.

To the Committee on Corporations.

Mr. Sweet moved a suspension of the rules to introduce a bill.

The motion prevailed by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Cook, Etheridge, Eppes, Flythe, Forkner, Graham, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Lindsay, Melchor, Moore of Carteret, Moore of Yancey,

McLaughlin, Murphy, Robbins, Scott, Smith, Stephens, Sweet, Whiteside, Winstead and Wilson—33.

NAYS—Messrs. Bellamy, Galloway, Harrington, Long, Respass, Welker and White—7.

Mr. Sweet introduced a bill to incorporate the Rescue Steam Fire Engine Company, of the City of Raleigh.

Read the first time, and referred to the Committee on Corporations.

Mr. Forkner introduced a resolution in relation to the Committee on Investigation.

Mr. Graham moved to lay the resolution on the table.

The motion to table did not prevail by the following vote:

YEAS—Messrs. Barnes, Cherry, Etheridge, Flythe, Graham, Harrington, Lassiter, Lindsay, Melchor, McLaughlin, Murphy, Respass, Robbins, Scott, Smith, Welker, White, Whiteside and Wilson—19.

NAYS—Messrs. Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Hyman, Hawkins, Jones of Wake, Legg, Long, Love, Mason, Moore of Carteret, Moore of Yancey, Richardson, Stephens and Sweet—21,

When the resolution was adopted by the following vote:

YEAS—Messrs. Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Hyman, Jones of Wake, Legg, Long, Love, Mason, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Stephens, Sweet and Winstead—21.

NAYS—Messrs. Barnes, Bellamy, Cherry, Etheridge, Flythe, Graham, Harrington, Hawkins, Lassiter, Lindsay, Melchor, McLaughlin, Respass, Robbins, Scott, Smith, Welker, White, Whiteside and Wilson—20.

On motion of Mr. Love, it was ordered by the Senate, that the Committee on Corporations be instructed to report whether or not the objects sought after under bills of incorporation cannot be obtained under the general law.

Senate bill to incorporate the Planters' Rail Road Company on third reading, being the special order for this day, was taken up and read third time.

Mr. Respass offered the following amendment to come in after section 26, viz :

1. Whenever the bed of said road shall have been completed and satisfactory security given to the Board of Education that said road will be placed in running order as a rail road within three years from the ratification of this act, the Board of Education is authorized to subscribe to the stock of said rail road each alternative section of land, said sections to lie upon both sides thereof.

2. Each section of land shall consist of 320 acres, and shall be so laid off as to extend one-half mile back from the line of said rail road.

3. The price of said alternate section shall be not less than twenty-five cents per acre.

4. The expense of surveying the lands to be laid off into sections, shall be borne by the said rail road corporation, but may be deducted from the amount subscribed by the Board of Education to the stock of said rail road as aforesaid.

After some discussion the amendment was withdrawn.

Mr. Lindsay moved to insert the following, viz : "The said road-bed shall not be less than five feet high."

Mr. Lindsay withdrew his amendment and offered the following, viz :

"*Provided*, That in the construction of the road-bed a ditch or canal, shall be excavated on either side of the grade, suitable and sufficient for carrying off the water of the adjacent lands."

Mr. Love offered the following as a substitute for the amendment offered by Mr. Lindsay, viz :

"*Provided*, It shall be made to appear to said Board of Education that said lands have been thoroughly drained."

After some discussion Mr. Etheridge moved the previous question.

The motion for the previous question prevailed.

The amendment offered by Mr. Love was rejected, by the following vote :

YEAS—Messrs. Jones of Columbus, Long, Love and White—4.

NAYS—Messrs. Barnes, Beall, Bellamy, Brogden, Burns, Blythe, Colgrove, Etheridge, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Lindsay, Melchor, Moore of Carteret, McLaughlin, Murphy, Richardson, Robbins, Scott, Smith, Stephens, Sweet, Welker, Whiteside and Winstead—28.

The amendment offered by Mr. Lindsay was rejected,

When the bill passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Bellamy, Brogden, Burns, Blythe, Colgrove, Etheridge, Forkner, Hyman, Hawkins, Jones of Wake, Lassiter, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Robbins, Scott, Smith, Stephens, Sweet, Welker, Whiteside and Winstead—25.

NAYS—Messrs. Cook, Flythe, Harrington, Jones of Columbus, Legg, Lindsay, Long, Love, Mason, McLaughlin, Richardson and White—12.

The House of Representatives concurred in joint resolution instructing the Public Treasurer not to pay any more interest on the special tax bonds, and notified the Senate of the same.

On motion of Mr. Robbins, the Senate adjourned until to-morrow at 10 A. M.

THURSDAY, JANUARY 20th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Wednesday was read and approved.

The roll was called and the following Senators answered to their names, viz :

Messrs. Barnes, Beeman, Bellamy, Blythe, Cherry, Eppes, Flythe, Forkner, Graham, Harrington, Hyman, Lassiter, Long, Mason, Moore of Yancey, McLaughlin, Murphy, Respass, Scott, Smith, Stephens, Welker, White, Whiteside, Winstead and Wilson—26.

Mr. Lassiter, for the Committee on Internal Improvements, reported favorably,

Senate bill to authorize the qualified voters of the counties of Watauga and Caldwell to locate the Turnpike Road as far as it extends through said counties.

Mr. Mason, for the same Committee, reported the following bills, favorably, viz :

Senate bill authorizing the Superintendent of Public Works to sell the State's interest in the Fayetteville and Warsaw Plank Road Company ;

Senate bill to incorporate the Georgetown and Charlotte Rail Road Company ;

Engrossed House bill to amend an act to charter the Western North Carolina Railroad Company, ratified February 15th, 1855, and the several acts amendatory of the same.

Mr. Moore, of Carteret, for the Committee on Corporations, reported favorably the following bills, viz :

Senate bill to incorporate the Oak City Council, No. 16, Friends of Temperance ;

Senate bill to incorporate Wayne Lodge, No. 112, of Free and Accepted Masons, at Goldsboro, in Wayne county ;

Engrossed House bill to incorporate Catawba Lodge, A. F. M., at Newton, North Carolina ;

Engrossed House bill to incorporate Watauga Lodge, No. 293, A. Y. M.

Mr. Lassiter, for the Judiciary Committee, reported unfavorably

Senate bill to repeal certain acts passed at the session of 1868-'69.

Mr. Winstead, for the same Committee, reported favorably Senate bill to amend an act passed at the General Assembly session of 1855, creating one million of preferred stock in the North Carolina Rail Road Company.

Mr. Graham, for the same Committee, reported favorably Senate bill authorizing C. Hunter, guardian, to make title to real estate, and unfavorably the following bills, viz:

Senate bill to exempt certain property from execution;

Senate bill in relation to the issue and execution of precepts of Justices' Courts;

Senate bill to amend and continue in force an act suspending the Code of Civil Procedure in certain cases, ratified March 22d, 1869;

Senate bill to provide for the redemption of real estate sold under execution.

Mr. Lindsay, for the Committee on Claims, reported favorably Senate resolution in favor of Tucker & Co.

Mr. Smith, for the Committee on Propositions and Grievances, reported favorably the following bills, viz:

Senate bill authorizing the Commissioners of Hyde and Beaufort counties to levy a special tax;

Senate bill to annex a part of New Hanover to Sampson county;

Senate bill to prevent obstructions in Mud Creek, in Henderson county;

Senate bill to authorize the Commissioners of Lincoln county to levy a special tax;

Senate bill requiring County Commissioners to report to the Board of Public Charities;

Senate bill authorizing Israel B. Watson, Sheriff of Hyde county, to collect arrears of taxes for 1868;

Senate bill to amend an act in relation to taking shad and herring in the waters of Neuse River and Contentnea Creek, ratified April 12th, 1869;

Engrossed House bill to amend an act relative to the issuing of bonds for the county of Jackson;

Engrossed House bill to authorize Z. F. Rush, former Sheriff of Randolph county, to collect arrears of taxes for the year 1867.

The same Committee reported unfavorably

Engrossed House bill in favor of N. R. Jones, Sheriff of Warren county, and other Sheriffs.

The following notices of bills were given, viz :

By Mr. Cherry, of a bill for the better protection of farmers in canaling lands ;

Mr. Forkner, of a bill to incorporate Rockford Lodge of A. Y. Masons, No. 251, in the county of Surry ;

Mr. Respass, of a bill making the Registration of Deeds or other conveyances for lands necessary for title ;

Mr. Welker, of a bill to incorporate the Central Iron Company of North Carolina ;

Also, a bill to amend the Homestead and Personal Property Exemption Law ;

Also, of a bill to amend the charter the Guilford county Co-operative Business Company.

The following bills were introduced, read first time and were disposed of as stated, viz :

By Mr. Brogden, a bill to authorize and empower County Commissioners of Wayne county to collect arrears of taxes due for the year 1867.

To the Committee on Finance ;

By Mr. Beall, a bill to authorize the Sheriff of Burke county to collect arrears of taxes.

To the Committee on Finance ;

By Mr. Robbins, a bill to incorporate the Trustees of Greensboro' Female College.

To the Committee on Corporations ;

By Mr. Eppes, a bill to incorporate the town of Littleton, in Halifax county.

To the Committee on Corporations ;

By Mr. Beeman, a bill for special taxes.

To the Committee on Education ;

By Mr. McLaughlin, a bill to amend the law in relation to laying off the homestead and personal property exemption.

To the Judiciary Committee ;

By Mr. Galloway, a bill to amend chapter 29, laws of 1860-'61.

To the Judiciary Committee.

Senate bill to cede to the United States of America jurisdiction over certain land in Craven county, passed its third reading by the following vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Burns, Blythe, Cherry, Colgrove, Cook, Etheridge, Eppes, Forkner, Galloway, Graham, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Robbins, Shoffner, Stephens, Sweet, Welker, White, White-side and Wilson—37.

NAYS—None.

Senate bill to establish a county called "Dare" was read third time.

Mr. Robbins moved to postpone indefinitely.

Mr. Moore of Carteret moved the previous question.

The motion prevailed,

When the bill passed third reading by the following vote :

YEAS—Messrs. Barnes, Beasley, Bellamy, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Etheridge, Flythe, Forkner, Galloway, Hyman, Hawkins, Jones of Columbus, Jones of Wake, Lassiter, Legg, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Respass, Scott, Shoffner, Smith, Stephens, Sweet, Welker and White—33.

NAYS—Messrs. Beall, Beeman, Graham, Harrington, Jones of Mecklenburg, McLaughlin, Richardson, Robbins and Wilson—9.

Mr. Forkner moved a suspension of the rules to take up a bill.

Agreed to by the following vote :

YEAS—Messrs. Barnes, Beall, Brogden, Burns, Blythe,

Cherry, Colgrove, Cook, Etheridge, Eppes, Forkner, Galloway, Graham, Hyman, Hawkins, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White, Whiteside and Wilson—39.

NAYS—Messrs. Beasley, Bellamy and Harrington—3.

Senate bill to change the time of holding the courts in the Eighth Judicial District, was taken up and read second time.

Mr. Robbins moved to amend the substitute offered by the Judiciary Committee, to whom the bill was referred, by adding the following after the word "act," section 3, line 6, viz:

"And all persons who have been recognized or bound and summoned to appear at the next Superior Court of any county, are hereby required to appear at the term as prescribed in this Act."

The amendment was adopted.

The substitute as amended was adopted for the original bill.

The bill as amended by the adoption of the substitute passed second and third readings, under a suspension of the rules.

The following is the vote on its third reading:

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Flythe, Forkner, Galloway, Graham, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Melchor, McLaughlin, Murphy, Richardson, Respass, Robbins, Smith, Stephens, Sweet, Welker, Whiteside and Wilson—34.

YEAS—Mr. Bellamy—1.

Senate bill for the relief of the several Sheriffs of the State was read the third time.

The substitute offered by the Finance Committee, to whom the bill was referred, was adopted.

As amended, by the adoption of the substitute, the bill passed its third reading, by the following vote :

YEAS—Messrs. Barnes, Beasley, Brogden, Burns, Flythe, Forkner, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Melchor, Moore of Yancey, Richardson, Respass, Robbins, Scott, Sweet, White and Wilson—24.

NAYS—Messrs. Beeman, Bellamy, Cook, Graham, Jones of Mecklenburg, McLaughlin and Murphy—7.

Mr. Galloway presented the following protest, with a request that it be entered on the Journal :

RALEIGH, N. C., January 20th, 1870.

[PROTEST.]

To the Honorable the Senate of North Carolina :

I have the honor to hereby enter my solemn protest against the passage of the resolution "instructing and directing the State Treasurer to stop the payment of the interest on special tax bonds of the State," believing it to be in violation of section 6, Bill of Rights of the Constitution, which I have taken an oath to support.

I therefore respectfully ask that this my Protest may be entered upon the Journal of your honorable body.

I have the honor to be,

Most respectfully,

A. H. GALLOWAY,

Senator.

The hour of the special order having arrived,
Senate bill to amend several Rail Road charters on second reading, was taken up.

After considerable discussion,

Mr. Shoffner moved to refer to a special committee of three.

Mr. Galloway moved to postpone the consideration of the bill indefinitely.

The motion to postpone indefinitely did not prevail by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden, Eppes, Flythe, Galloway, Harrington, Hawkins, Jones of Columbus, Lassiter, Legg, Love, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Respass, White and Whiteside—21.

NAYS—Messrs. Cherry, Colgrove, Cook, Etheridge, Forkner, Graham, Hyman, Jones of Mecklenburg, Jones of Wake, Lindsay, Mason, Murphy, Richardson, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, Winstead and Wilson—22.

Mr. Galloway moved the previous question on the passage of the bill.

The motion did not prevail.

Mr. Etheridge moved to refer the bill to the Committee on Internal Improvements.

The motion of Mr. Etheridge did not prevail.

The motion of Mr. Shoffner was rejected.

The amendment offered by Mr. Hayes was rejected.

The bill failed to pass second reading by the following vote :

YEAS—Messrs. Beeman, Colgrove, Etheridge, Forkner, Lindsay, Mason, Richardson, Stephens, Welker, Winstead and Wilson—11.

NAYS—Messrs. Barnes, Beall, Bellamy, Brogden, Burns, Cherry, Cook, Eppes, Flythe, Galloway, Graham, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Love, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Respass, Robbins, Scott, Shoffner, Smith, Sweet, White and Whiteside—32.

The President ratified the following bills and resolutions, which were transmitted by the Secretary of the Senate to the Secretary of State :

A bill to incorporate the Mechanics' Savings, Loan and

Building Association at Elizabeth City, in the county of Pasquotank;

A bill to authorize the Petersburg Rail Road Company to run a new road from any point on their present road not exceeding two miles north of its present depot at Garysburg to and into Weldon, and for other purposes;

A bill to repeal an act concerning Fisheries, in Carteret county;

A bill to incorporate the Elizabeth City and Norfolk Rail Road Company;

Senate resolution concerning banks;

Senate resolution on investigation;

Joint resolution in relation to special tax bonds.

On motion of Mr. Galloway, the Senate adjourned until to-morrow at ten, A. M.

FRIDAY, JANUARY 21st, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Thursday was read and approved.

Mr. Forkner, for the Committee on Internal Improvements, reported favorably

Senate bill to charter a rail road in the county of Caswell, to be known as the Yanceyville and Danville Rail Road.

The Committee on Corporations reported favorably the following bills:

Senate bill to authorize the incorporation of homestead or building associations;

Senate bill to incorporate the Trustees of Greensboro' Female College;

Senate bill to charter the Greensboro' Building and Loan Association, in Guilford county;

Senate bill to incorporate the Railroad Iron Foundry and Manufacturing Company ;

Engrossed House bill to incorporate the Ann Holden and Murfreesboro Land and Building Association ;

Engrossed House bill to establish a bridge across the French Broad River, in Madison county, in the town of Marshal, styled the Madison Bridge Company ; and

Engrossed House bill to incorporate the North Carolina Spoke and Handle Manufacturing Company.

The Committee reported, with amendments,

Senate bill to incorporate the Farmers and Mechanics' Life Assurance Company.

A message was received from the House of Representatives, transmitting

Senate bill to secure the better protection of life and property, with several amendments, asking the concurrence of the Senate.

Mr. Beeman moved that the Senate do not concur in the House amendments.

Mr. Shoffner moved that when the Senate adjourn it adjourn to meet at 7½ this P. M.

The hour of the special order having arrived, the same, on motion of Mr. Forkner, was postponed until 7½ o'clock this P. M.

The President announced Mr. Wm. L. Scott on the Committee of Investigation, *vice* Rufus Barringer unable to act.

On motion of Mr. Murphy, the Senate adjourned.

EVENING SESSION.

The Senate met at 7½ o'clock,

The President in the Chair.

Senate bill to restore the credit of the State and to facilitate the construction of our unfinished rail roads being the special order, was taken up and passed second reading by the following vote :

YEAS—Messrs. Barnes, Beeman, Brogden, Blythe, Cherry, Cook, Etheridge, Eppes, Flythe, Forkner, Harrington, Hyman, Jones of Mecklenburg, Legg, Lindsay, Long, Melchor, Moore of Carteret, McLaughlin, Murphy, Richardson, Respess, Scott, Shoffner, Stephens, Sweet, Welker, White, Whiteside, Winstead and Wilson—31.

NAYS—Mr. Galloway—1.

On motion of Mr. Forkner the bill was made a special order for Monday next at eleven o'clock.

The unfinished business being the consideration of House amendments to Senate bill to secure the better protection of life and property, the same was taken up.

The question was on the motion of Mr. Beeman, that the Senate do not concur.

Mr. Jones, of Mecklenburg moved to postpone until Tuesday next at eleven o'clock.

The motion did not prevail.

After considerable discussion the subject matter was postponed until Monday evening at seven and a half o'clock.

Leave of absence was granted Messrs. Cook and Burns until Monday next.

A message was received from the House of Representatives, announcing the concurrence of that body in

Senate bill to regulate the entry of vacant lands, and transmitting the following amendments to

Senate bill incorporating the North Carolina Homestead Association, viz: strike out in section 1 the word "ninety," and insert in lieu thereof "twenty-five."

Add to section 1, as follows :

Provided, That at no time shall said corporation have

invested more than five hundred thousand dollars in real estate, by mortgage, purchase, or otherwise."

The Senate concurred in the House amendments.

The House of Representatives also transmitted

Senate resolution in relation to the Sheriffs of the State, with the following amendments: strike out the words "and hereby required," and add the words:

"Provided, That this resolution shall not apply to those Sheriffs already relieved by this General Assembly."

The Senate concurred in the amendment.

The President ratified

Senate bill to regulate the entry of vacant lands.

The same was transmitted by the Secretary of the Senate to the Secretary of State.

On motion of Mr. Respass, the Senate adjourned until to-morrow, at 10 o'clock, A. M.

SATURDAY, JANUARY 22d, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Friday was read and approved.

Messrs. Love, Smith and Lassiter were allowed to record their votes in the affirmative on the passage of Senate bill to restore the credit of the State and to complete our unfinished rail roads, second reading.

Mr. Winstead, for the Committee on the Judiciary, reported favorably Senate bill to amend chapter 33 of the laws of 1868.

Mr. Moore, of Carteret, for the Committee on Corporations reported, with amendments,

Senate bill to incorporate the Rescue Steam Fire Engine Company, No. 1, of the City of Raleigh.

Mr. Welker presented a special report from the Board of Public Charities.

Read and transmitted to the House of Representatives.

The following notices of bills were given, viz :

By Mr. Forkner, of a bill to amend the law incorporating the town of Mount Airy ;

By Mr. Legg, of a bill to amend an act to incorporate the Cape Fear and Waccamaw Canal and Lumber Company ;

By Mr. Galloway, of a bill amending the revenue bill in regard to traveling agents ;

By Mr. Hyman, of a bill to amend an act to incorporate the Warren Connty Co-operative Business Company ;

By Mr. Moore, of Carteret, of a bill to amend the act to provide for the election of Commissioners of Navigation for the port of Beaufort ;

By Mr. Lindsay, of a bill for the relief of physicians ;

By Mr. Etheridge, of a bill to amend chapter 120, of the Revised Code.

Mr. Welker introduced a bill to incorporate the Central Iron Company.

Read first time and referred to the Committee on Corporations.

Also, a bill to amend chapter 130 of the private laws of 1868-'69.

On motion of Mr. Welker, the rules were suspended by the following vote :

YEAS—Messrs. Barnes, Bellamy, Brogden, Blythe, Cherry, Colgrove, Etheridge, Flythe, Forkner, Galloway, Harrington, Hyman, Jones of Mecklenburg, Lindsay, Love, Mason, Melchor, Moore of Carteret, Murphy, Richardson, Scott, Smith, Stephens, Welker, White, Whiteside, Winstead and Wilson—28.

NAYS—Mr. Legg—1.

The bill passed its several readings.

The following is the vote on third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Blythe, Cherry, Colgrove, Etheridge, Forkner, Galloway, Harrington, Hyman, Jones of Mecklenburg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Respass, Robbins, Scott, Smith, Stephens, Welker, White, White-side, Winstead and Wilson—31.

NAYS—None.

The following bills were introduced, read first time and referred as stated, viz :

By Mr. Respass, a bill changing the county line of Hyde and Tyrell counties.

To the Committee on Propositions and Grievances ;

By Mr. Beall, a bill to empower the County Commissioners of Caldwell county to levy a special tax.

To the Committee on Propositions and Grievances ;

By Mr. Wilson, a bill to incorporate Salem Lodge, No. 289, Ancient York Masons.

To the Committee on Corporations ;

Also a bill to incorporate Rockford Lodge, in Surry county.

To the Committee on Corporations ;

By Mr. Galloway, a bill to make the Clerk of the Superior Court and Judge of Probate of New Hanover county, a salaried officer.

To the Judiciary Committee ;

Senate bill to incorporate the Randleman Manufacturing Company was read third time.

Mr. Welker moved to amend by striking out the power to issue bonds ; also, by striking out “ five ” and inserting “ one ” in section 1.

The amendments were adopted.

As amended, the bill passed third reading by the following vote :

YEAS—Messrs. Beall, Brogden, Blythe, Colgrove, Forkner, Galloway, Harrington, Hyman, Jones of Mecklenburg, Lassiter,

Legg, Lindsay, Mason, Melchor, Moore of Carteret, Murphy, Richardson, Robbins, Scott, Smith and Whiteside—21.

NAYS—Messrs. Barnes, Beasley, Beeman, Bellamy, Cherry, Flythe, Love, Moore of Yancey, Respass, Welker, White and Wilson—12.

Senate bill in relation to a special tax in the county of Bertie passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Colgrove, Etheridge, Eppes, Flythe, Forkner, Galloway, Harrington, Hyman, Jones of Mecklenburg, Lassiter, Legg, Long, Mason, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Scott, Smith, Sweet, Welker, White, Winstead and Wilson—30.

NAYS—Messrs. Bellamy, Love, Respass and Whiteside—4.

Engrossed House bill to authorize the Commissioners of Craven County to levy a special tax for the purpose of building bridges across the Neuse and Trent rivers, was read the third time.

Mr. Sweet offered the following amendments which were adopted, viz :

Strike out in section 4 the following words, “ten days after their first meeting within.”

In same section, strike out the word “Metcalf,” and insert the word “George;” also strike out the word “rivers,” and insert the word “river.”

As amended, the bill passed its third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Blythe, Cherry, Colgrove, Etheridge, Eppes, Flythe, Forkner, Galloway, Harrington, Hyman, Lassiter, Lindsay, Long, Mason, Melchor, Moore of Carteret, Murphy, Richardson, Respass, Shoffner, Smith, Stephens, Sweet, Welker, White, Whiteside and Winstead—32.

NAYS—Mr. Love—1.

Mr. Respass moved that the rules be suspended so as to allow private bills on calendar, when taken up, to be put on their final passage.

The motion prevailed by the following vote :

YEAS—Messrs Barnes, Beall, Beasley, Beeman, Brogden, Blythe, Cherry, Colgrove, Etheridge, Eppes, Flythe, Forkner, Galloway, Harrington, Hyman, Lassiter, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Richardson, Respass, Robbins, Shoffner, Smith, Stephens, Sweet, Welker, White, Whiteside and Winstead—36.

NAYS—None.

Engrossed House resolution in favor of Jas. R. Graddy, Sheriff of Harnett county, passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Blythe, Cherry, Colgrove, Etheridge, Eppes, Flythe, Galloway, Harrington, Hyman, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Mason, Melchor, Moore of Carteret, Murphy, Richardson, Respass, Scott, Shoffner, Smith, White, Whiteside and Winstead—29.

NAYS—Messrs. Bellamy, Forkner, Long, Love, Moore of Yancey, McLaughlin and Stephens—7.

Senate bill for the relief of the sureties of the late Sheriff of Jones county, passed its second and third readings.

The following is the vote on its third reading :

YEAS—Messrs. Beasley, Bellamy, Brogden, Blythe, Colgrove, Etheridge, Eppes, Flythe, Forkner, Galloway, Harrington, Hyman, Lindsay, Long, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Respass, Scott, Shoffner, Smith, Stephens, Sweet and White—25.

NAYS—Messrs. Barnes, Jones of Columbus, Jones of Mecklenburg, Love, Melchor, Welker, Whiteside and Wilson—8.

Engrossed House bill to authorize the late Sheriff of Alexander county to collect arrears of taxes, passed its second and third readings.

The following is the vote on its third reading :

YEAS—Messrs. Barnes, Beasley, Brogden, Blythe, Cherry, Etheridge, Eppes, Flythe, Forkner, Galloway, Hyman, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Richardson, Respass, Scott and Smith—21.

NAYS—Messrs. Bellamy, Harrington, Jones of Columbus, Jones of Mecklenburg, Moore of Yancey, Murphy, Welker, White, Whiteside and Wilson—10.

Engrossed House bill in favor of N. R. Jones, Sheriff of Warren county, and other Sheriffs, was read second time.

Mr. Stephens moved to strike out the name of Jesse C. Griffith, Sheriff of Caswell county.

Mr. White moved the previous question.

The motion did not prevail.

Mr. Forkner moved to lay the bill and amendment on the table.

The motion to table prevailed by the following vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Cherry, Colgrove, Etheridge, Forkner, Jones of Columbus, Lindsay, Long, Love, Mason, Moore of Yancey, McLaughlin, Murphy, Respass, Stephens, Welker, Whiteside and Wilson—21.

NAYS—Messrs. Brogden, Blythe, Eppes, Flythe, Harrington, Hyman, Lassiter, Melchor, Richardson, Robbins, Scott, Shoffner, Smith, Sweet, White and Winstead—16.

Senate bill to amend an act to incorporate the Wilmington Life Assurance Company, ratified February 26th, 1869, passed its second and third readings.

The following is the vote on third reading :

YEAS—Messrs. Barnes, Beasley, Bellamy, Cherry, Colgrove, Etheridge, Eppes, Flythe, Galloway, Hyman, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Long, Melchor, Moore of Yancey, McLaughlin, Murphy, Richardson, Respass, Robbins, Scott, Smith, Stephens, Sweet, Welker, White, Whiteside, Winstead and Wilson—31.

NAYS—Messrs. Harrington and Love—2.

Engrossed House bill to incorporate the Young Men's Intelligent and Enterprising Association, was read second time.

After some discussion, Mr. Hyman moved the previous question.

The motion prevailed.

The amendment offered by the Committee on Corporations, to whom the bill was referred, viz: In section 14, line 14, after the word "on," insert the words "not inconsistent with the laws of the State," was adopted.

The following amendments offered by Mr. Sweet were adopted, viz:

Strike out section 11.

Strike out section 13.

Add to section 14 as follows, viz:

"But nothing herein contained shall be construed as authorizing said bank to make or issue any bill or other kind of security, whatever may be its form or name, with the intent that the same shall circulate or pass as the representation of or as a substitute for money."

Strike out section 12 and insert as follows, viz:

"That whenever two hundred thousand dollars of the capital stock has been paid in, this company may organize and establish a bank in the city of Newbern, which bank shall be known by the name of the Bank of the Young Men's Intelligent and Enterprising Association."

Mr. Murphy moved to adjourn until Monday, at ten A. M.

The motion did not prevail by the following vote:

YEAS—Messrs. Barnes, Cherry, Flythe, Lindsay, Melchor, Murphy, Shoffner, Smith, Welker, White, Whiteside and Wilson—12.

NAYS—Messrs. Bellamy, Brogden, Blythe, Colgrove, Etheridge, Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Columbus, Lassiter, Legg, Long, Love, Mason, Moore of Carteret, Richardson, Scott, Stephens, Sweet and Winstead—22.

The bill, as amended, passed second reading.

On motion of Mr. Robbins, the Senate adjourned until Monday at ten and a half, A. M.

MONDAY, JANUARY 24th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Saturday was read and approved.

Mr. Hyman presented a petition from the Commissioners of Warren county.

Read and referred to the Committee on Propositions and Grievances.

Mr. Brogden, for the Committee on Finance, reported favorably,

Senate bill to authorize and empower the County Commissioners of Wayne county to collect arrears of taxes, due for the year 1867;

Also engrossed House bill to authorize the Commissioners of Haywood county to levy a special tax.

The following notices of bills were given, viz :

By Mr. Richardson, of a bill for the relief of C. L. Allred, tax collector, of Moore county ;

By Mr. Respass, of a bill to provide for an election for members of the General Assembly and county officers on the first Thursday in August, 1870 ;

Also, of a bill in relation to officers of the State who are banned by the Howard Amendment or the XIV article of the Constitution of the United States.

By Mr. White, of a bill transferring one million of the stock of the North Carolina Rail Road to the Valley Rail

Road, passing through the counties of Granville, Person and Caswell ;

Also, of a bill suspending the collection of certain taxes in said counties ;

Also, of a bill allowing the Commissioners of said counties to levy special taxes to aid in the construction of said Valley Rail Road.

The following bills were introduced, read first time and referred as stated, viz :

By Mr. Jones, of Mecklenburg, a bill to protect owners of freight delivered to common carriers.

To the Judiciary Committee ;

By Mr. Harrington, a bill authorizing the Commissioners of Harnett county to levy a special tax.

To the Committee on Finance ;

By Mr. Welker, a bill to enable owners of wet lands to drain them.

To the Committee on Agriculture ;

By Mr. Blythe, a bill to require a return by Justices of the Peace of all criminal actions disposed of by them to the Clerk of the Superior Court.

To the Judiciary Committee ;

By Mr. Respass, a bill to create a title to real estate from registration.

To the Judiciary Committee ;

By Mr. Galloway, a bill amendatory of an act to raise revenue, schedule B, section 33.

To the Committee on Finance.

The following resolutions were introduced, viz :

By Mr. Stephens, a resolution directing the Public Treasurer to use special tax funds.

Laid over ;

By Mr. Beall, a resolution in regard to M. S. Littlefield, State Printer.

Laid over ;

By Mr. Galloway, a resolution in relation to witnesses before Investigation Committee.

Laid over;

By Mr. White, a resolution allowing actual expenses to the committee to investigate the affairs of the Albemarle and Chesapeake Canal Company.

Laid over;

By Mr. Blythe, a resolution instructing the Committee on Finance to critically examine the Auditor's report, and to report a bill retrenching the public expenses.

The resolution was adopted by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Blythe, Cherry, Cook, Etheridge, Eppes, Flythe, Forkner, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Yancey, McLaughlin, Murphy, Richardson, Respass, Scott, Shoffner, Stephens, Sweet, Welker, White, Whiteside, Winstead and Wilson—39.

NAYS—Mr. Moore of Carteret—1.

Senate bill to restore the credit of the State and to facilitate the construction of our unfinished rail roads being the special order for this day at eleven o'clock, the same was taken up and read third time.

On motion of Mr. Love it was ordered that the bill be considered by sections.

Mr. Love moved to amend section 1 by adding the following in line 19, after the word "hypothecated," viz: "When hypothecated."

The amendment was adopted.

Mr. Beeman offered an amendment as a new section.

The amendment was rejected by the following vote:

YEAS—Messrs. Beeman, Jones of Mecklenburg, Murphy, Scott and Whiteside—5.

NAYS—Messrs. Barnes, Beasley, Bellamy, Blythe, Cherry, Colgrove, Cook, Etheridge, Flythe, Forkner, Galloway, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg,

Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Richardson, Respess, Shoffner, Smith, Stephens, Sweet, Welker, White, Winstead and Wilson—35.

Mr. Forkner moved to amend section 3 by striking out the following words, viz: "Or to deposit in some solvent bank."

Mr. Love moved to amend by striking out the following words, viz: "Subject to the joint order of the Governor and Superintendent of Public Works as hereinafter prescribed."

Mr. Love withdrew his amendment.

The amendment offered by Mr. Forkner was adopted.

Mr. Love offered the following amendments which were adopted, viz: Insert the words "money or," after the word "for," line 12, section 3; also, after the word "such," line 14, section 3, insert the word "money."

Mr. Forkner moved to amend section 4, line 6, by striking out the word "any," and inserting the word "two."

The amendment was adopted.

Mr. Sweet moved to strike out "thirty," in section 5, line 3, and insert "twenty."

The question was divided. The motion to strike out prevailed, so also the motion to insert "twenty."

Mr. Love moved to amend the bill by adding the following, to follow section 5, viz:

"After the bonds, securities or moneys of the several rail roads, or either of them, shall be returned into the Treasury, less the sum allowed to be retained to pay for work already done, then the Governor and Council of State—at any time thereafter, upon the sworn statement of the President and Chief Engineer of any such road as may have returned as above that the funds hitherto in their hands have been faithfully applied in the construction of their road, and that a certain sum of money will be needed to pay for contemplated labor on such road during the next succeeding ninety days—shall authorize and direct the Treasurer to deliver to such

President the amount of such estimate in bonds, securities or moneys of such road, if the road have effects in the Treasury."

Mr. Sweet offered the following amendment as a substitute for the amendment offered by Mr. Love, viz:

"That each of the Rail Roads affected by this act shall be completed in sections of five consecutive miles. Whenever the President and Chief Engineer of any of said Rail Road Companies shall make affidavit to the Governor and Council of State, that the grading of any section or sections of their Rail Road is completed and ready for the superstructure, the Governor, by and with the approval of the Council of State, shall deliver to the President of such Rail Road Companies the State bonds belonging to such Company, at the following rate per mile for each section graded, to wit:

"To the Williamston and Tarboro' Rail Road Company, \$20,000;

"To the Western North Carolina Rail Road Company, Western Division, \$30,000;

"To the Northwestern North Carolina Rail Road Company, \$120,000;

"To the Wilmington, Charlotte and Rutherford Rail Road Company, \$20,000;

"To the Atlantic, Tennessee and Ohio Rail Road Company, \$20,000, and so on until the entire amount of bonds belonging to such Company and on deposit with the Treasurer of the State has been delivered. If, after the completion of the grading of any of said Rail Roads, there should remain on deposit with the Treasurer of the State any State bonds belonging to such Rail Road Companies, it shall be the duty of the Treasurer of the State to deliver to such Company the bonds so remaining in the Treasury."

The substitute offered by Mr. Sweet was rejected by the following vote:

YEAS—Messrs. Cook, Forkner, Jones of Columbus, Moore of Carteret and Sweet—5.

NAYS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Cherry, Etheridge, Eppes, Flythe, Galloway, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Melehor, McLaughlin, Murphy, Richardson, Respass, Scott, Shoffner, Smith, Stephens, Welker, White, Whiteside, Winstead and Wilson—35.

Mr. Sweet offered the following substitute for the amendment offered by Mr. Love, viz :

“That each of the rail roads affected by this act shall be constructed in sections of five consecutive miles. Whenever the President and Chief Engineer of any of said rail road companies shall make affidavit to the Governor and Council of State that the grading of any section or sections of their rail road is completed and ready for the superstructure, the Governor by and with the approval of the Council of State shall direct the Treasurer of State to deliver to the President of such railroad company the State bonds belonging to such rail road company, to an amount sufficient to pay for the cost of grading such section or sections, the bonds so re-delivered to be estimated at 60 per cent. on the par value.”

The substitute was rejected, by the following vote :

YEAS—Messrs. Blythe, Cook, Forkner, Galloway, Jones of Columbus, Moore of Carteret, Smith and Sweet—8.

NAYS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Cherry, Etheridge, Eppes, Flythe, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Murphy, Richardson, Respass, Robbins, Shoffner, Stephens, Welker, White, Whiteside, Winstead and Wilson—33.

The amendment offered by Mr. Love was rejected by the following vote :

YEAS—Messrs. Beeman, Blythe, Cook, Forkner, Jones of

Columbus, Love, Moore of Yancey, Richardson, Smith and Sweet—10.

NAYS—Messrs. Barnes, Beasley, Bellamy, Brogden, Cherry, Colgrove, Etheridge, Eppes, Flythe, Galloway, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Melchor, Moore of Carteret, McLaughlin, Murphy, Respass, Robbins, Shoffner, Stephens, Welker, White, Whiteside, Winstead and Wilson—32.

Mr. Love offered the following as a new section, viz :

“The charters of the several railroads and their branches, to be affected by this act, are hereby amended, so as to make their gauge the same as that of the North Carolina Rail Road ; and no part of the funds of any one of said roads, after being placed in the Treasury, shall be paid out again to any of said roads, until this amendment is accepted by such roads respectively, as a part of their charters.”

The amendment was rejected.

The President ratified the following bills and resolutions.

The same were transmitted by the Secretary of the Senate to the Secretary of State :

A bill for the relief of the sureties of John Barnett, late Sheriff of Person county ;

A bill to prevent the obstruction of fish in Little river to K. B. Whitley's mills, in Johnston county ;

A bill in relation to cleaning out obstructions in Lumber river, passing through the county of Robeson ;

A bill to amend an act to authorize the formation of corporations for manufacturing, mining, mechanical, chemical and other purposes ;

A bill to amend an act passed at the session of 1868-'69, relative to the Western Turnpike Road leading westward from Asheville to Murphy, and thence by separate routes to the Georgia and Tennessee line ;

A bill to change the line between the counties of Surry and Alleghany ;

A bill to repeal chapter 240 of the public laws of 1868-'69 authorizing the Commissioners of Chatham county to levy a special tax ;

A bill to incorporate the Rock Spring Camp Ground, in the county of Rutherford ;

A bill to amend an act to prohibit the sale of intoxicating liquors within three miles of that part of the Western North Carolina Railroad from Morganton to the western terminus of the roads at Ducktown and Paint Rock, ratified April 12th, 1869 ;

A bill to prevent disturbances at or within 50 yards of Jerusalem church, in Northampton county ;

A bill incorporating the North Carolina Homestead Association ;

Senate resolution in relation to the Committee on Investigation ; and

Joint resolution in relation to penitentiary bonds.

The House of Representatives concurred in the following bills and resolutions, and notified the Senate of the same by message :

Senate bill to change the time of holding courts in the 8th Judicial District ;

Senate bill to incorporate the Franconia Manufacturing Company, of the county of Duplin ;

Senate bill to incorporate the Southern Copper Company ; and

Senate resolution requesting additional report from the Auditor.

The House of Representatives transmitted, by message, the following bills, which were read first time and referred as stated :

Engrossed House bill to empower the Commissioners of Cumberland County to levy a special tax.

To the Committee on Finance ;

Engrossed House bill to repeal an act to incorporate the town of Milton, in the county of Caswell.

To the Committee on Corporations ;

Engrossed House bill to amend a resolution authorizing the Secretary of State to furnish members with copies of laws.

To the Judiciary Committee ;

Engrossed House bill to authorize the Board of Commissioners of Warren county to levy a special tax.

To the Committee on Propositions and Grievances.

Messrs. Thomas Bragg and Samuel F. Phillips, of the Committee on Investigation, appeared before the bar of the Senate, were sworn by the President, and subscribed to the oath prescribed.

The House of Representatives also transmitted a message from His Excellency, the Governor, in relation to the endowment of the University, with a proposition to print the same.

The message was read, the proposition to print was concurred in, and the House of Representatives notified of the same.

On motion, the Senate adjourned until seven and a half o'clock this P. M.

EVENING SESSION.

The Senate met pursuant to adjournment,

The President in the Chair.

The special order being the consideration of House amendments to Senate bill for the better protection of life and property, the same was taken up.

The question was on the motion of Mr. Beeman, that the Senate do not concur.

After considerable discussion,

Mr. Lindsay moved to postpone until the second Tuesday in February.

Mr. Hyman moved the previous question.

Mr. Shoffner moved to adjourn.

The motion to adjourn did not prevail by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Cherry, Graham, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Love, Mason, Melchor, Moore of Carteret, McLaughlin, Murphy, Respass, Robbins, Scott, Shoffner, Whiteside and Wilson—20.

NAYS—Messrs. Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Harrington, Hyman, Lassiter, Legg, Lindsay, Long, Martindale, Moore of Yancey, Richardson, Smith, Stephens, Welker and Winstead—22.

The motion for the previous question prevailed.

Mr. Beeman withdrew his motion,

When the Senate concurred in the House amendments by the following vote:

YEAS—Messrs. Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Long, Martindale, Moore of Carteret, Moore of Yancey, Richardson, Respass, Shoffner, Smith, Stephens, Welker and White—25.

NAYS—Messrs. Barnes, Beall, Beeman, Cherry, Graham, Jones of Mecklenburg, Legg, Lindsay, Love, Mason, Melchor, McLaughlin, Murphy, Robbins, Scott, Whiteside and Wilson—17.

On motion of Mr. Galloway, the Senate adjourned until to-morrow, at ten o'clock, A. M.

TUESDAY, JANUARY 25th, 1870.

The Senate met pursuant to adjournment,

The President *pro tem.* in the Chair.

The Journal of Monday was read and approved.

Messrs. Etheridge and Sweet were allowed to record their names in the affirmative in the concurrence by the Senate to House amendments to

Senate bill for the better protection of life and property.

Mr. Winstead, for the Judiciary Committee, reported favorably

Engrossed House bill to declare valid the election of certain Justices of the Peace at August election, 1869 ;

And unfavorably

Senate bill concerning Rail Road Presidents ;

And asked to be discharged from the further consideration of

Engrossed House resolution instructing the Code Commission, concurred in ;

The committee also reported Senate bill to amend sections 562 and 563, chapter 280, laws of 1868-'69, and asked that it be referred to the Committee on Salaries and Fees.

The report was concurred in.

Mr. Respass, for the Committee on Propositions and Grievances, reported favorably,

Engrossed House bill to authorize the Board of Commissioners of Warren county to levy a special tax.

Mr. Brogden, for the Committee on Finance, reported favorably,

Senate bill to authorize the Sheriff of Burke county to collect arrears of taxes ;

Also, Senate bill authorizing the County Commissioners of Orange county to issue bonds.

The Judiciary Committee reported the following bills back to the Senate with a recommendation that they do not pass :

Senate bill in relation to defendants ;

Senate bill to amend the law in relation to laying off the homestead and personal property exemption ;

Senate bill in relation to false pretences ;

Senate bill for the better protection of landlords ;

Senate bill to amend section 9 of chapter 68 of the Revised Code ;

Senate bill in relation to Justices of the Peace ;

Senate bill to further define the duties of Justices of the Peace, Township Clerks and Constables ;

Senate bill for the punishment of seduction ;

Senate bill to repeal section 80, chapter 34, of the Revised Code ;

Mr. Martindale gave notice of a bill compelling all Insurance Companies to deposit bonds of the State with the Public Treasurer for the security of policy holders ;

Also, of a bill to repeal a section of an act passed at the session of 1868-'69.

Mr. Galloway introduced a bill to incorporate the People's Building Association.

Read the first time, and referred to the Committee on Corporations.

Mr. White, a bill to amend section 7, chapter 157, of an act respecting County Treasurers.

Read first time, and referred to the Committee on Finance.

The unfinished business being the consideration on third reading of

Senate bill to restore the credit of the State and to facilitate the construction of our unfinished railroads,

The same was taken up, and

On motion of Mr. Forkner, section 6 was amended by striking out the following words in lines 12 and 13, viz: "or the President or Cashier of any Bank."

Mr. Welker moved to strike out section 6.

Mr. Robbins moved to amend section 6, line 9, by inserting after the word "done" the following: "at the ratification of this act."

The amendment of Mr. Robbins was rejected by the following vote:

YEAS—Messrs. Barnes, Beasley, Brogden, Cherry, Etheridge, Flythe, Graham, Hawkins, Jones of Mecklenburg, Lindsay,

Long, Mason, Melchor, McLaughlin, Shoffner, Welker, White, Whiteside and Wilson—19.

NAYS—Messrs. Beeman, Bellamy, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Love, Martindale, Moore of Yancey, Richardson, Respass, Smith, Stephens and Sweet—22.

Mr. Welker moved to amend section 6, by adding in line 15, after the word "bonds," the following: "which shall not be sold for less than sixty cents in the dollar."

The amendment was adopted by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cherry, Etheridge, Flythe, Forkner, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White, Whiteside, Winstead and Wilson—43.

NAYS—Messrs. Cook, Eppes and Galloway—3.

The motion to strike out section 6 did not prevail by the following vote:

YEAS—Messrs. Barnes, Beasley, Bellamy, Brogden, Burns, Cherry, Etheridge, Flythe, Graham, Harrington, Hawkins, Jones of Mecklenburg, Lindsay, Long, Melchor, McLaughlin, Murphy, Robbins, Shoffner, Welker, White and Whiteside—22.

NAYS—Messrs. Beall, Beeman, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Jones of Wake, Lindsay, Legg, Love, Mason, Martindale, Moore of Carteret, Moore of Yancey, Richardson, Respass, Smith, Stephens, Sweet, Winstead and Wilson—23.

Mr. Forkner, moved to amend section 7, by striking out the following words in line 3, viz: "Or the president or cashier of any bank." Adopted.

Mr. Welker moved to strike out the following words in section 8, viz: "Or deposited in any bank." Adopted.

Mr. Martindale moved to strike out section 8 and insert as follows :

“ That the Treasurer of the State shall pay no interest upon any bonds deposited with him under this act ; but as the coupons thereof from time to time mature, he shall detach the same ; and where the State received the mortgage bonds of any rail road company in exchange for the State bonds from which said coupons were detached, the coupons so detached shall be credited to said company, it being the intent of this section that such coupons should cancel *pari passu* the interest on the mortgage bonds of such rail road company.

“ All coupons detached under the provisions of this act shall be promptly destroyed by the Treasurer of the State in the presence of the Governor and Superintendent of Public Works, and a detailed report thereof shall be embodied in the annual report of the Treasurer.”

Mr. Martindale withdrew his amendment.

Mr. Welker offered the following amendment to follow section 8, viz : “ When the Treasurer of State shall detach all coupons from the bonds due to that date.”

The amendment was adopted.

Mr. Etheridge moved to amend section 9, by striking out “ five,” and inserting “ ninety-nine.”

Mr. Love moved to amend the amendment by inserting “ ten.”

The question was divided.

The motion to strike out did not prevail.

Mr. Lindsay moved to amend section 14, line 6, by striking out “ 2,000,” and inserting “ 500.”

Mr. Love moved to amend line 2, section 14: After the word “ act,” insert and, or and ; and the General Assembly shall allow and order the Treasurer to pay adequate compensation for any such aid rendered the Attorney General.

The amendment offered by Mr. Lindsay was adopted.

The amendment offered by Mr. Love was rejected.

Mr. Etheridge offered the following as a new section :

“SECTION 17. In case any President or other officer, who may come within the provisions of this act, shall be absent from or reside beyond the limits of this State, and shall upon the notification of the Governor refuse or neglect to answer or otherwise appear to any action instituted in the Courts of this State under this act, it shall be the duty of the Governor, and he is hereby required, to make a requisition and demand for any such President or other officer upon the Governor of any State where such President or other officer may be at the time, or in which he may reside.”

Mr. Brogden moved to amend by adding the following after the word “State,” in line 5, viz: “without the consent of the Board of Directors of their Rail Roads.”

The amendment was rejected.

The amendment offered by Mr. Etheridge was adopted by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Cherry, Colgrove, Etheridge, Eppes, Flythe, Forkner, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Richardson, Respess, Robbins, Scott, Shoffner, Stephens, Welker, White, Whiteside, Winstead and Wilson—39.

NAYS—Messrs. Cook, Galloway, Lassiter, Martindale and Smith—5.

Mr. Robbins offered a new section to follow section 8 :

“SECTION 9. That no special tax shall be levied to pay interest on the bonds which may at any time be on deposit in the Treasury according to the provisions of this act ; and the ratio

of special tax directed to be levied in each appropriation act, shall be diminished in the same proportion as the amount of such bonds on deposit bears to the whole amount of bonds appropriated in each appropriation act respectively; and it shall be the duty of the Treasurer to inform the County Commissioners of the several counties, from time to time, what per cent. of special tax must be levied on property so as to carry out the provisions of this section in its true intent and meaning."

The amendment was adopted by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Cherry, Etheridge, Flythe, Graham, Harrington, Hawkins, Jones of Mecklenburg, Lindsay, Long, Love, Mason, Melchor, McLaughlin, Murphy, Richardson, Respass, Robbins, Scott, Welker, White, Whiteside and Wilson—28.

NAYS—Messrs. Beeman, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Martindale, Moore of Carteret, Moore of Yancey, Smith and Stephens—17.

Mr. Shoffner offered a substitute for the entire bill.

The same was rejected by the following vote :

YEAS—Messrs. Bellamy, Brogden, Burns, Galloway, Graham, Jones of Mecklenburg, Lindsay, Shoffner, Welker and Whiteside—10.

NAYS—Messrs. Barnes, Beall, Beasley, Beeman, Blythe, Cherry, Colgrove, Cook, Etheridge, Eppes, Forkner, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Wake, Lassiter, Legg, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Richardson, Respass, Scott, Smith, Stephens, Sweet, White and Wilson—34.

The bill as amended passed its third and final reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Burns, Blythe, Colgrove, Cook, Etheridge, Eppes, Flythe, Forkner, Graham, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake,

Lassiter, Legg, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, White, Whiteside and Wilson—36.

NAYS—Messrs. Bellamy, Brogden, Cherry, Galloway, Harrington, Martindale and Welker—7.

The President *pro tem.* ratified resolution in relation to the Sheriffs of the State.

The same was transmitted by the Secretary of the Senate to the Secretary of State.

On motion of Mr. Galloway, the Senate adjourned until tomorrow at ten o'clock.

WEDNESDAY, JANUARY 26th, 1870.

The Senate met pursuant to adjournment,

The President *pro tem.* in the Chair.

The Journal of Tuesday was read and approved.

Mr. Martindale, by permission, stated his reasons for voting in the negative on the passage of Senate bill to restore the credit of the State, and to complete our unfinished railroads; which were substantially as follows, viz:

“That he was an earnest supporter of the original bill, and would have voted for it, but believing that the amendments that were adopted would lead to repudiation, he could not vote for the bill in the amended form. That he never would give his consent to repudiate directly or indirectly one cent of the debt of North Carolina recognized and declared by the Supreme Court of the State as valid and Constitutional.”

The House of Representatives transmitted to the Senate, by

message, the following bills, which passed first reading and were referred as stated :

Engrossed House bill authorizing the transfer of county charities to the Board of Commissioners of Counties.

To the Judiciary Committee;

Engrossed House bill to incorporate the town of Mount Olive, in the county of Wayne.

To the Committee on Corporations;

Engrossed House bill for the relief of Sheriffs and Collectors of the several counties of the State.

To the Committee on Propositions and Grievances;

Engrossed House bill to incorporate the Trustees of Ebenezer Church, in the county of Mecklenburg.

To the Committee on Corporations;

Engrossed House bill authorizing Walker Smith, late Sheriff of Rockingham county, and W. D. Justice, late Sheriff of Henderson county, to collect arrears of taxes.

Placed on the calendar;

Engrossed House bill to incorporate a bank in the city of Raleigh.

To the Committee on Banks;

Engrossed House bill to allow the County Commissioners of Lenoir county to levy a special tax.

To the Committee on Finance;

Engrossed House bill to repeal chapter 123 of the laws of North Carolina, passed at the session of 1866-'67 of the General Assembly.

To the Judiciary Committee;

Engrossed House bill to incorporate the Riverson Manufacturing Company.

To the Committee on Corporations;

Engrossed House bill to authorize the Commissioners of Duplin county to levy a special tax for certain purposes.

To the Committee on Finance;

Engrossed House bill to incorporate the Benevolent Sons of Edgecombe county.

To the Committee on Corporations ;

Engrossed House bill authorizing the County Commissioners of Robeson county to issue bonds.

To the Committee on Finance ;

Engrossed House bill to incorporate the Reliance Bucket and Axe Company, No. 1, of the city of Newbern.

To the Committee on Corporations.

The House of Representatives concurred in the following bills, and notified the Senate of the same :

Senate bill to repeal the 9th section of the act suspending the Code of Civil Procedure in certain cases, ratified March 22d, 1869 ;

Senate bill concerning the Probate and Registration of Deeds and other instruments ;

Senate bill to enlarge the powers of County Commissioners ; and

Senate bill to incorporate the town of Wilkesboro'.

The House of Representatives transmitted Senate bill to amend an act to establish special courts in the cities of Wilmington and Newbern, with amendments.

The Senate refused to concur in the amendments, and notified the House of Representatives of the same.

The following notices of bills were given :

By Mr. Welker, of a bill to provide in certain cases for the transfer of insane convicts from the Penitentiary to the Insane Asylum ;

Mr. Moore, of Yancey, of a bill to incorporate the town of Bakersville, in the county of Mitchell ;

Mr. Beall, of a bill to repeal an act to amend the first section of the 93d chapter of the Revised Code, ratified April 12th, 1869 ;

Mr. Shoffner, of a bill to authorize the Commissioners of Alamance county to levy a special tax ;

Also, of a bill to repeal the personal liability clause in the general incorporation act passed at the session of 1868-'69 ;

Mr. Beeman, of a bill to levy a special tax for Anson county;

Also, of a bill empowering the County Commissioners of Anson county to issue bonds to aid in the construction of the Wilmington, Charlotte and Rutherford Rail Road.

Mr. Love introduced a bill to amend chapter 270, laws of 1868-'69.

Read first time and referred to the Committee on Finance.

By Mr. Colgrove, a bill to allow the Commissioners of Jones county to levy a special tax.

Read first time and referred to the Committee on Finance ;

By Mr. Galloway, a bill amendatory of the Code of Civil Procedure.

Read first time and referred to the Judiciary Committee.

The House of Representatives refused to concur in the following bills, and notified the Senate of the same :

Senate bill to amend an act to regulate proceedings in the partition and sale of real and personal property ;

Senate bill in relation to costs in criminal actions.

Mr. William L. Scott, of the Committee of Investigation, appeared before the bar of the Senate, was sworn by the President *pro tem.*, and subscribed to the oath required.

Senate bill to allow the Commissioners of Orange County to issue bonds was read second time.

Mr. Jones, of Columbus, moved to amend by adding :

“Provided, That such bonds shall not be sold for less than 100 cents on the dollar.”

Rejected by the following vote :

YEAS—Messrs. Bellamy, Burns, Blythe, Colgrove, Cook, Harrington and Jones of Columbus—7.

NAYS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Eppes, Flythe, Forkner, Graham, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long,

Love, Melchor, Moore of Yancey, McLaughlin, Murphy, Robbins, Scott, Shoffner, Smith, Welker, White, Whiteside and Wilson—30.

Mr. Stephens offered the following amendment :

“ Provided, That no person who may at any time purchase and hold any of said county orders shall be allowed more than the true and actual cost and ten per cent. on the amount of said purchase.”

The amendment was rejected by the following vote :

YEAS—Messrs. Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Etheridge, Jones of Columbus, Martindale, Smith and Stephens—11.

NAYS—Messrs. Barnes, Beall, Beasley, Beeman, Flythe, Graham, Harrington, Hyman, Jones of Mecklenburg, Jones of Wake, Lindsay, Long, Love, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Respass, Scott, Shoffner, Welker, White, Whiteside and Wilson—25.

Mr. Jones, of Wake, moved to amend by inserting as follows: “ And the county of Wake, not to exceed \$35,000.”

The amendment was rejected.

The bill passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Flythe, Forkner, Graham, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Legg, Lindsay, Long, Love, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Respass, Robbins, Scott, Shoffner, Welker, White, Whiteside and Wilson—29.

NAYS—Messrs. Bellamy, Burns, Blythe, Colgrove, Cook, Galloway, Jones of Columbus and Smith—8.

Mr. Shoffner offered the following resolution which was adopted :

“ Resolved, That the clerk be directed to lay upon the desk of each member a printed calendar of all public bills on Mon-

day morning, and of private bills on Saturday morning, of each week."

The following is the vote on the resolution :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Burns, Blythe, Cook, Eppes, Flythe, Forkner, Graham, Hyman, Jones of Columbus, Jones of Mecklenburg, Legg, Lindsay, Martindale, Melchor, McLaughlin, Murphy, Richardson, Respass, Scott, Shoffner, Smith, Whiteside and Wilson—27.

NAYS—Messrs. Beasley Bellamy, Colgrove, Galloway, Harrington, Love, Robbins and White—8.

Mr. Smith moved a suspension of the rules to take up a bill.

Agreed to by the following vote :

YEAS—Messrs. Beeman, Bellamy, Brogden, Burns, Blythe, Cherry, Cook, Eppes, Flythe, Forkner, Galloway, Harrington, Hyman, Jones of Wake, Legg, Long, Martindale, Moore of Carteret, McLaughlin, Murphy, Richardson, Scott, Shoffner, Smith, Welker, White, Whiteside and Wilson—28.

NAYS—Messrs. Barnes, Beall, Graham, Jones of Mecklenburg, Melchor and Respass—6.

Senate bill to authorize the qualified voters of the counties of Watanga and Caldwell to locate the turnpike road as far as it extends through said counties, was taken up and read second time.

Mr. Respass introduced a bill to repeal chapter 36 of the laws of 1868-'69, as a substitute for the bill.

Mr. Colgrove moved that when the Senate adjourn it adjourn to meet at 7½ o'clock this P. M.

The motion prevailed by the following vote :

YEAS—Messrs. Beasley, Brogden, Blythe, Cherry, Colgrove, Flythe, Graham, Hawkins, Jones of Columbus, Jones of Mecklenburg, Legg, Lindsay, Long, Moore of Carteret, Moore of Yancey, Richardson, Robbins, Shoffner, Smith, Stephens and Whiteside—21.

NAYS—Messrs. Barnes, Beall, Beeman, Bellamy, Burns, Cook, Eppes, Forkner, Harrington, Hyman, Jones of Wake,

Love, Melchor, Murphy, Respass, Scott, Welker, White and Wilson—19.

The substitute was adopted by the following vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Burns, Cherry, Cook, Flythe, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Mecklenburg, Lindsay, Long, Love, Melchor, Moore of Carteret, Richardson, Respass, Shoffner, White and Whiteside—24.

NAYS—Messrs. Beall, Blythe, Colgrove, Davis, Etheridge, Eppes, Forkner, Graham, Jones of Wake, Lassiter, Moore of Yancey, McLaughlin, Murphy, Robbins, Scott, Smith, Stephens, Welker and Wilson—19.

The question being upon the passage of the bill on its second reading, by the adoption of the substitute,

Mr. Forkner moved to lay the bill on the table.

Mr. Colgrove moved to adjourn.

The motion to adjourn did not prevail.

The motion to table was rejected by the following vote :

YEAS—Messrs. Beall, Blythe, Eppes, Forkner, Graham, Moore of Yancey, McLaughlin, Robbins, Scott, Smith, Stephens and Wilson—12.

NAYS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Burns, Cherry, Colgrove, Cook, Davis, Flythe, Harrington, Hawkins, Jones of Columbus, Jones of Wake, Lindsay, Long, Love, Melchor, Moore of Carteret, Respass, Shoffner, Welker, White and Whiteside—25.

On motion of Mr. Jones, of Mecklenburg, the Senate adjourned.

EVENING SESSION.

The Senate met pursuant to adjournment,

The President *pro tem.* in the Chair.

The unfinished business, on motion of Mr. Welker, was postponed until Friday next, and made the special order for that day.

On motion of Mr. Cook, the rules were suspended, when he introduced a notice of a bill to repeal all acts of the General Assembly granting aid to rail road companies during the session of 1868-'69.

Mr. Welker gave notice of a bill to amend the charter of the town of Greensboro'.

Engrossed House bill in regard to State and County Capital Tax was read second time, and

On motion of Mr. Forkner, was referred to the Judiciary Committee.

Senate bill to amend and consolidate the several acts of the General Assembly of this State for the organization and government of the University, and for other purposes, was read third time.

The following amendments offered by the Committee on Education, to whom the bill was referred, were adopted, viz Strike out section 6, and all of section 7 after the word "race" in 9th line.

Mr. Galloway moved to amend by adding as follows:

"*Provided*, That no white man shall be a Professor of a College for the colored race exclusively.

The amendment was adopted by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Cherry, Colgrove, Davis, Etheridge, Flythe, Galloway, Graham, Harrington, Hawkins, Jones of Columbus, Lassiter, Legg, Long, Mason, Martindale, Melchor, Moore of

Carteret, Moore of Yancey, McLaughlin, Murphy, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, White, Whiteside and Wilson—37.

NAYS—Messrs. Beeman, Cook, Eppes, Forkner, Hayes, Hyman, Love and Welker—8.

As amended the bill passed third reading, by the following vote :

YEAS—Messrs. Barnes, Beasley, Bellamy, Brogden, Burns, Blythe, Cherry, Cook, Davis, Etheridge, Flythe, Forkner, Harrington, Hawkins, Jones of Wake, Lassiter, Melchor, Moore of Yancey, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, White, Whiteside and Wilson—28.

NAYS—Messrs. Beall, Beeman, Colgrove, Eppes, Galloway, Graham, Hayes, Hyman, Jones of Columbus, Legg, Long, Love, Martindale, Moore of Carteret, McLaughlin, Murphy and Welker—17.

Engrossed House bill to change part of the line that divides Burke and McDowell counties passed second reading.

Senate bill to appropriate certain lands to the Board of Education, for the use of common schools, was read second time and, on motion of Mr. Smith, was laid on the table.

Senate bill to amend an act to protect sheriffs in the sale of lands for taxes, ratified April 12th, 1869, was read second time.

The report of the Judiciary Committee to whom the bill was referred, viz : " That the bill do not pass," was concurred in.

Senate bill to secure the return to the Public Treasurer of bonds issued to the Chatham Rail Road Company which have been declared illegal by the Supreme Court, failed to pass second reading, by the following vote :

YEAS.—Messrs. Barnes, Beall, Beasley, Beeman, Flythe, Forkner, Graham, Jones of Mecklenburg, Lassiter, Lindsay, Love, Mason, Martindale, Moore of Carteret, Murphy, Respass, Robbins, White, Whiteside and Wilson—20.

NAYS.—Messrs. Bellamy, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Davis, Etheridge, Eppes, Galloway, Hayes,

Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Wake, Legg, Long, Richardson, Shoffner, Smith, Stephen and Welker—24.

Senate bill to repeal an act to protect Sheriffs in the sale of land for taxes, ratified April 12th, 1869, passed second reading.

Engrossed House bill to amend section 421 of the Code of Civil Procedure was read second time.

The report of the Judiciary Committee, viz: "That it do not pass," was concurred in.

On motion of Mr. Welker, the vote by which the Senate postponed Senate bill to authorize the qualified voters of the counties of Watauga and Caldwell to locate the Turnpike road as far as it extends through said counties, was reconsidered.

Mr Love moved to reconsider the vote by which the Senate adopted the substitute offered by Mr. Respass, when the subject was, on motion of Mr. Robbins, postponed until Friday next.

On motion of Mr. Galloway the Senate adjourned until tomorrow at 10, A. M.

THURSDAY, JANUARY 27th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Wednesday was read and approved.

The Judiciary Committee reported favorably the following bills, viz:

Senate bill to amend chapter 270, laws 1868-'69;

Senate bill to amend an act to establish the days and places

for selling real property under execution, chapter 237, laws of 1868-'69 ;

Senate bill to change the rules of evidence in certain cases, and to secure the possessors of lands ;

Engrossed House bill to amend a resolution authorizing the Secretary of State to furnish members with copies of laws ;

Senate bill to amend chapter 29, laws of 1860-'61 ;

Senate bill to make the Clerk of the Superior Court and Judge of Probate of New Hanover a salaried officer ;

Senate bill to repeal section 15, chapter 2, Revised Code ;

Senate bill to require a return by Justices of the Peace of criminal actions disposed of by them to the Clerk of the Superior Court.

The Judiciary Committee also reported back to the Senate a bill amendatory of the Code of Civil Procedure, with a commendation that it be referred to the Committee on Sales and Fees.

The report was concurred in.

Mr. Cherry gave notice of a bill concerning townships in the county of Pitt ;

Also, of a bill to amend the charter of the town of Greenville.

The following bills were introduced, read first time and referred as stated :

By Mr. Beall, a bill to repeal an act to amend section 1st of the 93rd chapter of the Revised Code.

To the Judiciary Committee ;

By Mr. Richardson, a bill for the relief of C. L. Allred, tax Collector of Moore county.

To the Committee on Propositions and Grievances ;

By Mr. Graham, a bill to require the Supreme Court of North Carolina to examine applicants for license to practice in the several Courts of this State.

To the Judiciary Committee ;

By Mr. Welker, a bill to provide for the transfer of insane convicts in the Penitentiary to the Insane Asylum.

On motion of Mr. Welker, the rules were suspended for the passage of the bill,

When the bill was read second time and passed.

The bill was read the third time.

Mr. Beall moved to amend by inserting as follows: "And any expert in insanity as he may choose."

The amendment was rejected,

When the bill passed its third and final reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Colgrove, Davis, Etheridge, Eppes, Forkner, Galloway, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, McLaughlin, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Welker, White, Whiteside, Winstead and Wilson—41.

NAYS—None.

Mr. Galloway introduced a resolution instructing our members in Congress.

Laid over.

Mr. Blythe introduced a resolution instructing the Penitentiary Committee.

The resolution was adopted by the following vote:

YEAS—Messrs. Barnes, Beeman, Brogden, Burns, Blythe, Colgrove, Davis, Etheridge, Eppes, Flythe, Forkner, Galloway, Harrington, Hyman, Jones of Columbus, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Mason, Melchor, Murphy, Richardson, Respass, Robbins, Shoffner, Smith, Stephens, Welker, White, Whiteside, Winstead and Wilson—34.

NAYS—Messrs. Beall, Graham, Hawkins, Jones of Wake, Moore of Carteret, McLaughlin and Scott—7.

Leave of absence was granted Mr. Barnes and Mr. Harrington until Tuesday next; Mr. Jones, of Columbus, for the

same period ; Mr. Wilson, until Wednesday next ; Mr. Graham, or four days of next week.

A message was received from the House of Representatives, asking a Joint Committee of Conference, to consist of three on the part of the House and two on the part of the Senate, and announcing the appointment of Messrs. Eagles, Seymour and Dixon as the House branch of that Committee, said Committee of Conference to take into consideration the House amendments to Senate bill concerning special courts for the cities of Wilmington and Newbern.

The Senate concurred in the proposition, and the President announced Messrs. Murphy and Galloway as the Senate branch of that committee.

Senate resolution in relation to Milton S. Littlefield, State Printer, was taken up.

Mr. Moore, of Carteret, moved to lay the resolution on the table.

Not agreed to by the following vote :

YEAS—Messrs. Burns, Colgrove, Davis, Eppes, Flythe, Galloway, Hayes, Hyman, Jones of Columbus, Jones of Wake, Martindale, Moore of Carteret, Smith, Stephens and Sweet—15.

NAYS—Messrs. Barnes, Beall, Beeman, Brogden, Blythe, Cherry, Forkner, Graham, Harrington, Hawkins, Jones of Lecklenburg, Lindsay, Long, Love, Mason, Melchor, McLaughlin, Murphy, Richardson, Robbins, Scott, Shoffner, Welker, White, Whiteside, Winstead and Wilson—27.

Mr. Love offered a substitute for the resolution.

Mr. Moore, of Carteret, moved to refer to the Judiciary Committee.

Mr. Martindale moved to postpone the further consideration of the subject until Thursday next at 11 o'clock.

Mr. Graham moved the previous question.

The motion for the previous question did not prevail by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Graham, Jones of Lecklenburg, Love, Melchor, Moore of Yancey, McLaughlin,

Murphy, Richardson, Respass, Scott, Whiteside and Wilson—15.

NAYS—Messrs. Beasley, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Etheridge, Eppes, Flythe, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Wake, Lassiter, Lindsay, Long, Mason, Martindale, Moore of Carteret, Shoffner, Smith, Stephens, Sweet, Welker, White and Winstead—32.

The motion to postpone did not prevail, by the following vote :

YEAS—Messrs. Beasley, Bellamy, Brogden, Burns, Blythe, Colgrove, Davis, Etheridge, Eppes, Elythe, Forkner, Galloway, Harrington, Hyman, Lassiter, Martindale, Moore of Yancey, Shoffner, White and Winstead—20.

NAYS—Messrs. Barnes, Beall, Beeman, Cook, Graham, Hayes, Hawkins, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lindsay, Love, Mason, Melchor, Moore of Carteret, McLaughlin, Murphy, Respass, Robbins, Scott, Smith, Stephens, Sweet, Welker, Whiteside and Wilson—26.

Mr. Galloway moved to lay the substitute offered by Mr. Love on the table.

The motion did not prevail by the following vote :

YEAS—Messrs. Bellamy, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Martindale, Moore of Carteret, Moore of Yancey, Respass, Shoffner, Smith, Stephens, Sweet and White—21.

NAYS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Etheridge, Flythe, Graham, Hawkins, Jones of Mecklenburg, Lindsay, Long, Love, Mason, Melchor, McLaughlin, Murphy, Robbins, Scott, Welker, Whiteside, Winstead and Wilson—26.

The motion to refer to the Judiciary Committee did not prevail by the following vote :

YEAS—Messrs. Beasley, Beeman, Davis, Flythe, Hayes, Harrington, Moore of Carteret, Shoffner and White—9.

NAYS—Messrs. Barnes, Beall, Bellamy, Brogden, Burns, Blyth, Cherry, Colgrove, Cook, Etheridge, Eppes, Forkner, Galloway, Graham, Hyman, Hawkins, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lindsay, Love, Mason, Martindale, Melchor, Moore of Yancy, McLaughlin, Murphy, Richardson, Respass, Robbins, Scott, Smith, Stephens, Sweet, Welker, Whiteside, Winstead and Wilson—38.

Mr. Blythe moved to refer to the Committee on Public Printing.

The motion did not prevail by the following vote :

YEAS—Messrs. Beeman, Brogden, Blythe, Colgrove, Cook, Davis, Etheridge, Hayes, Jones of Wake, Moore of Yancey, Shoffner, White and Winstead—13.

NAYS—Messrs. Barnes, Beall, Bellamy, Cherry, Eppes, Flythe, Forkner, Galloway, Graham, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Mecklenburg, Lindsay, Love, Mason, Melchor, Moore of Carteret, McLaughlin, Murphy, Richardson, Respass, Robbins, Scott, Smith, Stephens, Sweet, Welker, Whiteside and Wilson—31.

Mr. Lindsay moved to refer to a special committee of three.

The motion did not prevail by the following vote :

YEAS—Messrs. Beeman, Brogden, Blythe, Cherry, Colgrove, Cook, Davis, Etheridge, Eppes, Flythe, Galloway, Hayes, Harrington, Jones of Wake, Lindsay, Martindale, Moore of Yancey, Respass, Shoffner, Smith, White and Winstead—22.

NAYS—Messrs. Barnes, Beall, Beasley, Bellamy, Forkner, Graham, Hyman, Hawkins, Jones of Columbus, Jones of Mecklenburg, Love, Mason, Melchor, Moore of Carteret, McLaughlin, Murphy, Robbins, Scott, Stephens, Sweet, Welker, Whiteside and Wilson—23

Mr. Lindsay moved to strike out the preamble.

Mr. Hyman moved the previous question.

The motion prevailed.

The motion to strike out failed by the following vote :

YEAS—Messrs. Blythe, Cherry, Colgrove, Davis, Eppes,

Hayes, Harrington, Hawkins, Moore of Carteret, Respass, Shoffner and Smith—12.

NAYS—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden, Burns, Cook, Forkner, Galloway, Graham, Hyman, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lindsay, Love, Mason, Martindale, Melchor, Moore of Yancey, McLaughlin, Murphy, Richardson, Robbins, Scott, Stephens, Sweet, Welker, White, Whiteside, Winstead and Wilson—32.

The substitute offered by Mr. Love for the original resolution was rejected by the following vote :

YEAS—Messrs. Barnes, Beall, Brogden, Graham, Jones of Mecklenburg, Lindsay, Love, Mason, Melchor, McLaughlin, Murphy, Robbins, Scott, Whiteside, Winstead and Wilson—16.

NAYS—Messrs. Beeman, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Martindale, Moore of Carteret, Moore of Yancey, Respass, Shoffner, Smith, Stephens, Sweet and Welker—24.

The original resolution was rejected by the following vote :

YEAS—Messrs. Barnes, Beall, Brogden, Graham, Jones of Mecklenburg, Lindsay, Love, Mason, Melchor, McLaughlin, Murphy, Robbins, Scott, Whiteside, Winstead and Wilson—16.

NAYS—Messrs. Beeman, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Wake, Martindale, Moore of Carteret, Respass, Shoffner, Smith, Stephens, Sweet, Welker and White—25.

The President ratified the following bills and resolutions, which were transmitted by the Secretary of the Senate to the office of the Secretary of State :

A bill to enlarge the powers of County Commissioners ;

A bill to incorporate the town of Wilkesboro' ;

A bill concerning the Probate and Registration of Deeds, and other instruments ;

A resolution in favor of James R. Grady, Sheriff of Harnett county ;

A bill to change the times for holding the courts in the 8th judicial district ;

A resolution requesting an additional report from the Auditor ;

A bill to incorporate the Franconia Manufacturing Company of the county of Duplin ;

A bill to incorporate the Southern Copper Company ;

A bill to authorize J. P. Matheson, late Sheriff of Alexander county, to collect arrears of taxes ;

A bill to repeal the 9th section of an act suspending the Code of Civil Procedure in certain cases, ratified March 22d, 1869 ; and

A resolution asking our representatives in Congress to use their influence for the total abatement of the United States direct tax on real estate.

On motion of Mr. Respass, the Senate adjourned until to-morrow at 10 o'clock, A. M.

FRIDAY, JANUARY 28th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Thursday was read and approved.

The following notices of bills were given, viz :

By Mr. Galloway, of a bill to incorporate the Hebrew Cemetery Association, of Wake county ;

By Mr. Burns, of a bill to amend the charter of incorporation of the town of Pittsboro', in Chatham county ;

Also, of a bill to legalize and make valid an election held

in the town of Pittsboro', in the county of Chatham, for municipal officers of said town ;

By Mr. Beall, of a bill to consolidate an act incorporating the town of Lenoir, Caldwell county, and acts amendatory thereof ;

By Mr. Murphy, of a bill defining the legal rights of the insane, and for other purposes ;

By Mr. Hawkins, of a bill to amend the charter of the town of Franklinton.

The following bills were introduced, read first time and referred as stated :

By Mr. Martindale, a bill to better protect holders of Insurance policies in this State.

To the Committee on Finance ;

By Mr. Shoffner, a bill to repeal sections 23 and 30 of chapter 280 of the laws of 1868-'69.

To the Committee on Propositions and Grievances ;

By Mr. Cook, a bill to repeal certain laws granting aid to rail road companies.

To the Committee on Internal Improvements ;

By Mr. Shoffner, a bill to authorize the levying a special tax in Alamance county.

To the Committee on Propositions and Grievances ;

By Mr. Cherry, a bill concerning townships in the county of Pitt.

To the Committee on Townships ;

By Mr. Moore, of Yancey, a bill to incorporate the town of Bakersville, in the county of Mitchell.

To the Committee on Corporations ;

By Mr. Welker, a bill to charter the city of Greensboro'.

To the Committee on Corporations.

Mr. Lassiter introduced a resolution reducing the *per diem* of members. Laid over.

Senate resolution in relation to pay of witnesses before the Investigating Committee ; and

Senate resolutions allowing actual expenses to the committee

to investigate the affairs of the Albemarle and Chesapeake Canal Company, were taken up and referred to the Committee on Claims.

Engrossed House resolution concerning property destroyed by the Federal army in certain cases, was taken up.

Mr. Love moved to strike out the word "loyal."

The motion did not prevail, by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Cherry, Hayes, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, McLaughlin, Murphy, Robbins and Winstead—15.

NAYS—Messrs. Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Etheridge, Eppes, Flythe, Forkner, Galloway, Graham, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Martindale, Moore of Yancey, Richardson, Respass, Shoffner, Smith, Stephens, White and Whiteside—27.

Mr. Graham moved the previous question.

The motion prevailed.

The resolution was adopted by the following vote:

YEAS—Messrs. Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Flythe, Forkner, Graham, Hawkins, Jones of Wake, Lassiter, Lindsay, Long, Martindale, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Richardson, Respass, Robbins, Shoffner, Smith, Stephens, White and Winstead—29.

NAYS—Messrs. Barnes, Bellamy, Cherry, Davis, Etheridge, Eppes, Galloway, Hyman, Legg, Love, Mason, Murphy, Welker and Whiteside—14.

Mr. Forkner moved to reconsider the vote just taken.

Mr. Beeman moved to lay that motion on the table.

The motion to table did not prevail by the following vote:

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Burns, Blythe, Flythe, Graham, Hawkins, McLaughlin, Richardson and Stephens—12.

NAYS—Messrs. Beall, Bellamy, Cherry, Colgrove, Cook, Davis, Etheridge, Eppes, Forkner, Galloway, Hyman, Jones of Wake, Legg, Lindsay, Long, Love, Mason, Martindale, Mel-

chor, Moore of Carteret, Moore of Yancey, Respass, Robbins, Shoffner, Smith, Welker, White, Whiteside and Winstead—29.

The motion to reconsider prevailed by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Colgrove, Davis, Etheridge, Eppes, Flythe, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lindsay, Long, Love, Melchor, Moore of Carteret, Moore of Yancey, Richardson, Shoffner, Smith, Stephens, Welker, White and Winstead—29.

NAYS—Messrs. Beeman, Blythe, Graham, Hawkins, Legg, McLaughlin, Murphy, Robbins and Whiteside—9.

Mr. Forkner moved to add the following to the resolutions :

“Resolved, further, That also those citizens whose property was used and destroyed by Confederate soldiers on the account of their loyalty to the United States Government, shall also be paid for the property so destroyed.”

The amendment was adopted.

As amended the resolution was adopted.

Engrossed House resolution instructing the Code Commissioners was taken up and, on motion of Mr. Welker, was indefinitely postponed.

Joint resolutions instructing the Attorney General to have the constitutionality of the rail road appropriations adjudicated, was taken up and referred to the Judiciary Committee.

Senate bill to repeal an act to protect Sheriffs in the sale of lands for taxes, ratified April 12th, 1869, passed third reading by the following vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Eppes, Flythe, Forkner, Graham, Hyman, Hawkins, Jones of Wake, Legg, Lindsay, Love, Martindale, Melchor, Moore of Carteret, McLaughlin, Murphy, Richardson, Respass, Robbins, Shoffner, Smith, Stephens, Sweet, White, Whiteside and Winstead—32.

NAYS—Messrs. Colgrove, Davis and Etheridge—3.

Engrossed House bill, to change part of the line that divides Burke and McDowell counties was read third time.

Mr. Moore, of Yancey, offered a substitute for the bill.

The bill and substitute were, on motion of Mr. Moore, of Yancey, re-committed to the Committee on Propositions and Grievances.

Senate Bill to amend section 4 of an act relating to salaries and fees was taken up.

Mr. Love moved to lay the bill on the table.

The motion prevailed by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Cherry, Davis, Flythe, Graham Legg, Lindsay, Long, Mason, Martindale, Melchor, Moore of Carteret, McLaughlin, Murphy, Robbins, Welker, White, Whiteside and Winstead—24.

NAYS—Messrs. Bellamy, Blythe, Colgrove, Cook, Eppes, Forkner, Hyman, Hawkins, Jones of Wake, Lassiter, Love, Moore of Yancey, Richardson, Respass, Shoffner, Smith and Stephens—17.

Mr. Stephens moved to reconsider the vote just taken.

On motion of Mr. Sweet, the consideration of the motion was postponed until Thursday next at 11 o'clock.

Mr. Graham moved a suspension of the rules to take up a bill to repeal certain rail road acts.

Not agreed to by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Cherry, Flythe, Forkner, Hawkins, Lassiter, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Richardson, Smith, Stephens, Sweet and Whiteside—24.

NAYS—Messrs. Colgrove, Cook, Davis, Etheridge, Galloway, Graham, Jones of Wake, Legg, Respass, Shoffner, Welker, White and Winstead—13.

Mr. Respass moved a suspension of the rules to take up a bill from the table.

The motion prevailed by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Burns, Blythe,

Cherry, Colgrove, Cook, Davis, Etheridge, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Hyman, Hawkins, Lassiter, Legg, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Richardson, Respass, Robbins, Shoffner, Smith, Stephens, Sweet, Welker, White, Whiteside and Winstead—40.

—NAYS—Messrs. Barnes and Brogden—2,

When Senate bill to appropriate certain lands to the Board of Education for the use of common schools, was taken from the table and referred to the Committee on Propositions and Grievances.

Senate bill to conform the fees of Solicitors to the act in relation to "Punishments," ratified April 10th, 1869, was read second time.

Mr. Barnes moved to postpone the consideration of the bill indefinitely.

The motion prevailed by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Blythe, Cherry, Flythe, Graham, Long, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Richardson, Respass, Robbins, Smith, Welker, White, Whiteside and Winstead—21.

NAYS—Messrs. Beasley, Brogden, Davis, Etheridge, Eppes, Galloway, Hyman, Jones of Wake, Lassiter, Legg, Murphy, Shoffner and Stephens—13.

The special order being the motion to reconsider the vote by which the Senate adopted a substitute for Senate bill to authorize the qualified voters of the counties of Watauga and Caldwell to locate the turnpike road as far as it extends through said counties,

The motion to reconsider prevailed.

The question being on the adoption of the substitute.

The same was withdrawn by Mr. Respass by unanimous consent.

Mr. Love moved to postpone the further consideration of the bill until Monday next at 11 o'clock.

The motion prevailed.

Mr. Murphy, for the Committee on Conference, to whom was referred House amendments to Senate Bill to amend an act to establish Special Courts in the cities of Wilmington and Newbern, reported, recommending the adoption of the House amendments with the following modifications, viz :

1st. That the words "pilot and pilotage" be stricken from the first amendment.

2nd. That there be inserted in the first amendment after the word "larceny" the words "of personal property, of not over twenty-five dollars in value;" also that the word "petit" before the word "larceny" be stricken out.

3rd. That the House amendment No. 2 be rejected.

The Senate concurred in the report of the Committee and notified the House of Representatives of the same.

Engrossed House bill to make judgments obtained at a special term of the court of Buncombe county bear test from Monday, November 29th, 1869, was read third time and, on motion of Mr. Robins, was laid on the table.

Senate resolution instructing our members of Congress, was read and rejected.

Mr. Brogden, for the Committee on Finance reported, with amendments,

Senate bill to provide for the funding of the public debt.

The bill and amendments were ordered printed and made a special order for February 3d.

The Committee reported favorably

Senate bill to allow the County Commissioners of Jones county to levy a special tax ;

Also, engrossed House bill to allow the County Commissioners of Lenoir county to levy a special tax.

Engrossed House bill to make slander a misdemeanor, was read second time.

Mr. Davis moved to amend by making the punishment obtained against any person for slander, to "be against the body as well as against property, and shall be committed to prison until such punishments and costs are satisfied."

The amendment was rejected by the following vote :

YEAS—Messrs. Bellamy, Brogden, Blythe, Colgrove, Cook, Davis, Etheridge, Galloway, Hyman, Long, Moore of Carteret and Stephens—12.

NAYS—Messrs. Barnes, Beall, Beasley, Beeman, Burns, Cherry, Graham, Hayes, Hawkins, Love, Mason, Melchor, McLaughlin, Murphy, Richardson, Respass, Robbins, Shoffner, Welker, Whiteside and Winstead—21.

Mr. Robbins moved to lay the bill on the table.

The motion did not prevail by the following vote :

YEAS—Messrs. Barnes, Beall, Graham, Hayes, Lindsay, Love, Mason, Melchor, McLaughlin, Murphy, Richardson, Robbins, Welker, Whiteside and Winstead—15.

NAYS—Messrs. Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Davis, Etheridge, Eppes, Galloway, Hyman, Long, Moore of Carteret, Moore of Yancey, Respass, Shoffner, Stephens and White—21.

The bill passed second reading by the following vote :

YEAS—Messrs. Beasley, Beeman, Bellamy, Brogden, Blythe, Cherry, Colgrove, Cook, Davis, Etheridge, Eppes, Galloway, Hayes, Hyman, Long, Moore of Carteret, Moore of Yancey, Respass, Shoffner and Stephens—20.

NAYS—Messrs. Barnes, Beall, Burns, Graham, Hawkins, Lindsay, Love, Melchor, McLaughlin, Murphy, Richardson, Robbins, Welker, White, Whiteside and Winstead—15.

On motion of Mr. Galloway, the Senate adjourned until to-morrow at 10 o'clock, A. M.

SATURDAY, JANUARY 29th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Friday was read and approved.

Mr. Jones, of Wake, for the Committee on Agriculture, reported favorably,

Senate bill to enable owners of wet lands to drain them.

Mr. Moore, of Carteret, for the Committee on Fisheries, reported favorably,

Senate bill in relation to drawing seines in the waters of Tar River, with amendments, and

Engrossed House bill in relation to taking fish from the waters of the Northeast branch of the Cape Fear River.

Mr. Jones, of Wake, for the Committee on Agriculture, reported, with amendments,

Senate bill to repeal the law concerning fences in certain townships.

A communication was received from the Code Commission ; the same was read.

The House of Representatives transmitted with amendments, Senate bill to establish a new county called " Dare."

The Senate concurred in the amendments and notified the House of Representatives of the same.

The House of Representatives concurred in Senate bill to incorporate the Trustees of Franklin Academy, and notified the Senate by message of the same.

The House also transmitted the following bills which passed first reading and were referred as stated :

Engrossed House bill to authorize the County Commissioners of Columbus county to levy a special tax for the year 1870.

To the Committee on Propositions and Grievances ;

Engrossed House bill to incorporate the People's Manufacturing Loan and Trust Company of the county of Cumberland.

To the Committee on Corporations ;

Engrossed House bill to amend chapter 279 of the public laws of 1868-'69.

To the Judiciary Committee ;

Engrossed House bill authorizing the Commissioners of McDowell county to levy a special tax.

To the Committee on Propositions and Grievances ;

Engrossed House bill amendatory of an act relative to the Western Turnpike Road.

To the Committee on Internal Improvements ;

Engrossed House bill to empower the Board of Commissioners of the county of Stanley to levy a special tax.

To the Committee on Propositions and Grievances ;

Engrossed House bill to allow the County Commissioners of Montgomery county to levy a special tax.

To the Committee on Propositions and Grievances ;

Engrossed House bill to amend chapter 280 of the general laws of 1868-'69.

To the Committee on Corporations ;

Engrossed House bill to lay out and construct a road through the counties of Ashe and Alleghany.

To the Committee on Internal Improvements ;

Engrossed House bill to amend an act to extend the corporate limits of the town of Lumberton, in the county of Robeson.

To the Committee on Corporations ;

Engrossed House resolution in regard to an act to provide for a system of public instruction, passed at the session of 1868-'69.

To the Committee on Education.

Engrossed House bill to prohibit the sale of spirituous liquors in certain localities, passed its third reading by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Bellamy, Burns, Blythe, Cherry, Davis, Flythe, Forkner, Galloway, Graham, Hawkins, Jones of Wake, Lassiter, Lindsay, Long, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Shoffner, Smith, Stephens, White, Whiteside and Winstead—31.

NAYS—Messrs. Cook, Eppes, Hyman, Love and McLaughlin—5.

Engrossed House bill to incorporate Stonewall Lodge, No. 296, of A. F. and A. Masons, in the county of Martin ;

To the Committee on Corporations.

The House of Representatives concurred in the following Senate bills, and notified the Senate of the same :

Senate bill to make landowners in certain cases to consolidate the surveys of different tracts, and

Senate bill to amend section 18 of an act relating to special procedure in cases of mills.

The President ratified the following bill. The same was transmitted by the Secretary of the Senate to the Secretary of State :

A bill for the better protection of life and property.

Mr. McLaughlin gave notice of a bill to amend chapter 72 of the Revised Code, concerning Notaries Public.

The following bills were introduced, read first time and referred as stated, viz :

By Mr. Burns, a bill to amend the charter of incorporation of the town of Pittsboro', in the county of Chatham.

To the Committee on Corporations ;

Also, a bill to legalize and make valid an election held in the town of Pittsboro', in the county of Chatham, for municipal officers of said town.

To the Committee on Privileges and Elections ;

By Mr. Galloway, a bill to establish the Hebrew Cemetery Company in the county of Wake.

To the Committee on Corporations ;

By Mr. Forkner, a bill to amend an act incorporating the town of Mount Airy.

To the Committee on Corporations ;

By Mr. Beeman, a bill to raise a special tax for the county of Anson.

To the Committee on Propositions and Grievances ;

By Mr. Hawkins, a bill to amend the charter of the town of Franklin.

To the Committee on Corporations ;

By Mr. Murphy, a bill in addition and supplemental to chapter 67 of the public laws of 1868-'69.

To the Judiciary Committee ;

By Mr. Beall, a bill to consolidate an act incorporating the town of Lenoir and acts amendatory thereto.

To the Committee on Corporations ;

By Mr. Cherry, a bill to amend the charter of the town of Greenville.

To the Committee on Corporations.

Mr. Winstead moved a suspension of the rules to introduce a bill.

The motion prevailed, by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cherry, Colgrove, Davis, Eppes, Flythe, Forkner, Graham, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Robbins, Shoffner, Smith, Stephens, White, Whiteside and Winstead—38.

NAYS—None,

When Mr. Winstead, introduced a bill in aid of the investigation ordered by the Senate.

Read first time and referred to the Judiciary Committee.

Mr. Blythe moved a suspension of the rules to introduce a bill.

The motion prevailed by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Davis, Eppes, Flythe, Forkner, Galloway, Graham, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Richardson, Respass, Robbins, Shoffner, Smith, Stephens, White, Whiteside and Winstead—39.

NAYS—None.

Mr. Blythe introduced a bill concerning the Cherokee Indians.

Read first time and postponed until Monday next.

Mr. Robbins introduced a bill for the relief of Elom F. Miller.

Read first time and referred to the Committee on Claims.

Mr. Forkner offered the following resolution :

“Resolved, That no Senator shall, on private bill days, be allowed to speak more than ten minutes on the same subject.”

Mr. Graham moved to lay the resolution on the table.

The motion to table did not prevail by the following vote :

YEAS—Messrs. Beall, Eppes, Flythe, Graham, Jones of Mecklenburg and Murphy—6.

NAYS—Messrs. Beeman, Bellamy, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Davis, Forkner, Galloway, Hyman, Hawkins, Lassiter, Legg, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Richardson, Respass, Robbins, Shoffner, Smith, Stephens, Sweet, White, Whiteside and Winstead—33.

The resolution was adopted by the following vote :

YEAS—Messrs. Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Davis, Flythe, Forkner, Galloway, Hyman, Jones of Wake, Lassiter, Legg, Long, Mason, Martindale, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Smith, Stephens, Sweet, White and Winstead—30.

NAYS—Messrs. Beall, Eppes, Graham, Hawkins, Jones of Mecklenburg, Lindsay, Love, Melchor, McLaughlin, Robbins, Shoffner and Whiteside—12.

Senate bill authorizing the County Commissioners of Orange county to issue bonds passed its third reading by the following vote :

YEAS—Messrs. Beasley, Beeman, Brogden, Burns, Cherry, Davis, Eppes, Flythe, Forkner, Galloway, Graham, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lindsay, Long, Mason, Melchor, McLaughlin, Murphy, Respass, Robbins, Shoffner, Smith, Stephens, Sweet, White, Whiteside and Winstead—30.

NAYS—Mr. Love—1.

Engrossed House bill to incorporate the Young Men's

Intelligent and Enterprising Association passed third reading by the following vote :

YEAS—Messrs. Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Colgrove Cook, Eppes, Flythe, Forkner, Galloway, Graham, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Melchor, Murphy, Richardson, Respass, Robbins, Smith, Stephens, Sweet, White and Winstead—30.

NAYS—Messrs. Love, Shoffner and Whiteside—3.

Mr. Respass moved that the rules be suspended so that bills, after passing second reading, shall be put at once on their passage.

The motion prevailed by the following vote :

YEAS—Messrs. Beasley, Beeman, Burns, Blythe, Eppes, Flythe, Forkner, Graham, Hyman, Hawkins, Jones of Wake, Lindsay, Long, Love, Melchor, McLaughlin, Murphy, Richardson, Respass, Robbins, Shoffner, Smith, Stephens, Sweet, White, Whiteside and Winstead—27.

NAYS—Messrs. Brogden and Lassiter—2.

A communication was received and read from the Public Treasurer in relation to the pay of Code Commissioners.

A message was received from the House of Representatives, notifying the Senate of their concurrence in the report of the Joint Committee on Conference, to whom was referred

Senate bill to amend an act to establish special courts in the Cities of Wilmington and Newbern.

Engrossed House bill to incorporate the Ann Holden and Murfreesboro' Land and Building Association,

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Beasley, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Flythe, Forkner, Hyman, Hawkins, Jones of Wake, Lassiter, Long, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Respass, Shoffner, Smith, Stephens, Sweet, White, Whiteside and Winstead—29.

NAYS—Messrs. Graham, Love and McLaughlin—3.

Engrossed House bill to incorporate the North Carolina Spoke and Handle Manufacturing Company passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Davis, Flythe, Forkner, Galloway, Graham, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respess, Shoffner, Smith, Stephens, Sweet, White and Whiteside—34.

NAYS—Mr. Love—1.

Engrossed House bill to incorporate the New York and North Carolina Mining Company passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Davis, Eppes, Flythe, Forkner, Galloway, Hawkins, Jones of Wake, Lassiter, Legg, Long, Mason, Martindale, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respess, Shoffner, Smith, Stephens, Sweet, White and Winstead—31.

NAYS—Mr. Love—1.

Engrossed House bill to incorporate the Continental Copper Mining Company passed second and third readings.

The following is the vote on its third reading :

YEAS—Messrs. Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Davis, Etheridge, Eppes, Flythe, Forkner, Graham, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Mason, Martindale, Melchor Moore of Yancey, Murphy, Richardson, Respess, Shoffner, Smith, Stephens, Sweet, White, Whiteside and Winstead—35.

NAYS—Mr. Love—1.

Mr. Lindsay moved a suspension of the rules to take up a bill.

The motion prevailed, by the following vote :

YEAS—Messrs. Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Davis, Etheridge, Eppes, Flythe, Forkner, Graham, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Richardson, Respass, Robbins, Smith, Stephens, Sweet, White, Whiteside and Winstead—36.

NAYS—Messrs. Galloway and Shoffner—2.

Senate bill authorizing Walker Smith, late Sheriff of Rockingham county, and W. D. Justus, late Sheriff of Henderson county, to collect arrears of taxes, was taken up and read the second time.

Mr. Love moved to amend by inserting as follows, viz :

“Provided, further, That neither of said Sheriffs shall be allowed to collect any arrears of said taxes until they each make an exhibit of receipts to the County Commissioners of their respective counties showing they have paid into the proper offices both the State and County tax.”

The amendment was rejected.

Mr. Love moved to amend by adding as follows, viz :

“Provided, That no executor, administrator, guardian, trustee or agent for any other person or persons, shall be compelled to pay taxes for those he or they represent, who will make oath that he, she or they do believe that said tax has been paid for said years.”

The amendment was rejected.

The bill passed its second reading and was read the third time.

Mr. Love moved to amend by adding the following, viz :

“Provided, further, That no part of said arrears shall be

collected until said Sheriffs will swear before the Commissioners that they have paid into the proper office all taxes collected."

The amendment was rejected.

The bill passed its third reading by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Colgrove, Davis, Etheridge, Flythe, Forkner, Graham, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Lindsay, Long, Mason, Melchor, Moore of Yancey, Murphy, Richardson, Respass, Shoffner, Smith, Stephens, Sweet, White, Whiteside and Winstead—33.

NAYS—Messrs. Cook, Galloway, Love and Robbins—4.

Engrossed House bill to incorporate the Chatham Copper Mining Company passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Davis, Etheridge, Eppes, Flythe, Forkner, Galloway, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Lindsay, Long, Mason, Melchor, Moore of Yancey, Respass, Robbins, Shoffner, Smith, Stephens, Sweet, White, Whiteside and Winstead—31.

NAYS—Mr. Love—1.

Engrossed House bill to incorporate the Southern Gold and Copper Mining Company passed its second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Davis, Etheridge, Eppes, Flythe, Forkner, Galloway, Graham, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Melchor, Moore of Yancey, Murphy, Richardson, Respass, Robbins, Shoffner, Smith, Stephens, Sweet, White, Whiteside and Winstead—34.

NAYS—Mr. Love—1.

Senate bill to amend an act in relation to taking shad and herring in the waters of Neuse River and Contentnea Creek, ratified April 12th, 1869, was read second time.

Mr. Cook, moved to postpone the consideration of the bill until July 1st.

Not agreed to.

The bill passed its second reading and was read third time.

Mr. Sweet moved to amend by striking out the words "fifteenth" and "April" and inserting the words "tenth" and "February."

The amendment was adopted.

As amended the bill passed its third reading by the following vote:

YEAS—Messrs. Beall, Beasley, Beeman, Burns, Blythe, Cherry, Davis, Etheridge, Eppes, Flythe, Forkner, Galloway, Graham, Hyman, Hawkins, Jones of Mecklenburg, Lindsay, Love, Melchor, Murphy, Richardson, Respass, Robbins, Shoffner, Smith, Stephens, Sweet, White, Whiteside and Winstead—30.

NAYS—Messrs. Brogden, Cook and Jones of Wake—3.

Senate bill for the relief of John Horton, Sheriff of Watauga county, passed its second and third readings.

The following is the vote on its third reading:

YEAS—Messrs. Beall, Beasley, Beeman, Brogden, Burns, Cherry, Colgrove, Etheridge, Eppes, Flythe, Galloway, Graham, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Melchor, Murphy, Respass, Shoffner, Smith, Stephens, Sweet, White, Whiteside and Winstead—28.

NAYS—Messrs. Blythe, Cook, Davis, Forkner, Long, Love and Moore of Yancey—7.

Senate bill to incorporate the Portis Gold Mine and Sandy Creek Water Company, in Franklin Company, passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Cook, Davis, Eppes, Flythe, Galloway, Graham, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Melchor, Moore of Yancey,

Richardson, Respass, Shoffner, Smith, Stephens, Sweet, White, Whiteside and Winstead—31.

NAYS—Mr. Love—1.

On motion of Mr. Beeman the Senate adjourned until Monday at ten, A. M.

MONDAY, JANUARY 31st, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Saturday was read and approved.

Mr. Welker presented a petition from the North Carolina Rail Road Company.

Placed on the calendar.

Mr. Brogden, for the Committee on Finance, reported, with amendments,

Engrossed House bill to authorize the Commissioners of Duplin county to levy a special tax for certain purposes ;

Also, engrossed House bill to empower the Commissioners of Cumberland county to levy a special tax ;

And reported favorably the following :

Senate bill to authorize the Commissioners of Harnett county to levy a special tax ;

Senate bill to amend section 7, chapter 157, of an act respecting County Treasurer ; and

Engrossed House bill authorizing the County Commissioners of Robeson county to issue bonds.

Mr. Winstead, for the Committee on the Judiciary, reported, with amendments, Senate bill to further aid the committee on investigation.

Mr. Winstead moved a suspension of the rules to put the bill on its passage.

The motion prevailed by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cherry, Colgrove, Eppes, Flythe, Forkner, Galloway, Hyman, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Moore of Yancey, McLaughlin, Murphy, Richardson, Respass, Robbins, Shoffner, Smith, Stephens, Sweet, Welker, White, Whiteside and Winstead—33.

NAYS—None.

The amendments reported by the Committee on the Judiciary were adopted.

As amended the bill passed second reading by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Eppes, Flythe, Forkner, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Long, Love, Melchor, Moore of Yancey, McLaughlin, Murphy, Richardson, Respass, Robbins, Shoffner, Smith, Stephens, Sweet, Welker, White, Whiteside and Winstead—31.

NAYS—Messrs. Bellamy, Colgrove, Cook and Galloway—4.

Mr. Sweet, for the Committee on Priveleges and Elections, reported favorably

Senate bill to legalize and make valid an election held in the town of Pittsboro', in the county of Chatham, for municipal officers of said town ;

And with amendments, Senate bill concerning townships in the county of Pitt.

Mr. Shoffner, for the Committee on Corporations, reported with amendments,

Senate bill to incorporate the town of Robersonville, in the county of Martin.

Mr. Beall gave notice of a bill to amend an act authorizing the building of a bridge over John's river in Burke county ;

Mr. Blythe, of a bill to authorize Isaac Aldridge, former sheriff of Henderson county, to collect arrears of taxes.

Mr. Brogden, of a bill to declare the law of evidence in certain cases ;

Mr. Respess, of a bill to suspend the first six sections of chapter 45 of the Revised Code and title XI of the Code of Civil Procedure.

The House of Representatives transmitted

Engrossed House resolution in relation to the tariff on rice and pea nuts.

Placed on the Calender.

The House of Representatives rejected

Senate resolution to amend the joint rules of order, and notified the Senate of the same.

Leaves of absence were granted as follows :

To Messrs. Lindsay and Stephens for one week from Friday next ;

To Mr. Beasley for one week from to-morrow ;

To Mr. Galloway from Friday until Monday next.

Engrossed House bill to make slander a misdemeanor was read third time.

Mr. Robbins moved to postpone indefinitely.

Mr. Stephens moved the previous question.

The motion prevailed.

The bill failed to pass third reading by the following vote :

YEAS—Messrs. Beasley, Bellamy, Brogden, Blythe, Cherry, Colgrove, Cook, Davis, Etheridge, Eppes, Galloway, Hyman, Lassiter, Long, Martindale, Moore of Carteret, Moore of Yancey, Shoffner, Stephens and Sweet—20.

NAYS—Messrs. Beall, Beeman, Burns, Flythe, Forkner, Jones of Mecklenburg, Legg, Lindsay, Love, Mason, Melchor, McLaughlin, Murphy, Richardson, Respess, Robbins, Smith, Welker, White, Whiteside and Winstead—21.

On motion of Mr. Cook it was ordered that the Secretary of the Senate transmit a copy of resolutions to heads of departments of the State.

The following bills and resolutions were introduced :

By Mr. Etheridge, a bill to amend chapter 81, section 6, of the Revised Code.

Read first time and referred to the Judiciary Committee ;

By Mr. McLaughlin, a bill to amend chapter 75 of the Revised Code.

Read first time and referred to the Judiciary Committee;

By Mr. Welker, a resolution to investigate the office of Secretary of State.

Adopted;

By Mr. Galloway, a resolution requesting the Committee on the Judiciary to report a bill for the better protection of married women.

Adopted;

By Mr. Love, a resolution concerning State bonds.

Adopted.

Senate bill to authorize the qualified voters of the counties of Watauga and Caldwell to locate the Turnpike Road as far as it extends through said counties, was taken up.

The motion to reconsider the vote by which the substitute was adopted prevailed by the following vote:

YEAS—Messrs. Beall, Blythe, Colgrove, Davis, Eppes, Forkner, Galloway, Lassiter, Long, Love, Mason, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Richardson, Robbins, Shoffner, Smith, Stephens, Welker, White and Whiteside—23.

NAYS—Messrs. Beeman, Bellamy, Brogden, Cherry, Cook, Flythe, Hyman, Lindsay, Melchor and Winstead—10.

Mr. Smith moved to lay the substitute on the table.

The motion prevailed by the following vote:

YEAS—Messrs. Beall, Burns, Blythe, Colgrove, Eppes, Forkner, Galloway, Jones of Mecklenburg, Lassiter, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Richardson, Smith, Stephens and Sweet—18.

NAYS—Messrs. Beeman, Bellamy, Brogden, Cherry, Cook, Davis, Flythe, Hyman, Lindsay, Long, Love, Welker, White, Whiteside and Winstead—15.

Senate bill concerning the Cherokee Indians was taken up and, on motion of Mr. Blythe, was referred to the Judiciary Committee.

Senate bill to amend section 8 of an act to establish the days and places for selling real property under execution, was read third time and rejected.

Senate bill to fill the office of township clerks when a vacancy occurs, was read second time and, on motion of Mr. Stephens, was laid on the table.

On motion of Mr. Jones, of Meeklenburg, it was ordered that the Secretary be requested to furnish the State Auditor a certified copy of a Senate resolution asking further information from the Auditor of State.

Senate bill to repeal section 3 of an act to amend section 1st, chapter 93, of the Revised Code, was read second time.

Mr. Love moved to amend the title and the bill by striking out the words "section 3 of an act" and inserting as follows: "chapter 219, Laws of 1868-'69."

The amendment was rejected.

Mr. Stephens moved to amend the title of the bill by striking out "three" and inserting "two."

The amendment was adopted.

Mr. Love moved to lay the bill on the table.

The motion prevailed by the following vote:

YEAS—Messrs. Beall, Beeman, Bellamy, Burns, Cherry, Colgrove, Cook, Davis, Galloway, Hyman, Jones of Meeklenburg, Lindsay, Love, Melchor, Moore of Carteret, McLaughlin, Murphy, Richardson, Robbins and Whiteside—20.

NAYS—Messrs. Beasley, Brogden, Blythe, Long, Shoffner, Smith, Stephens, Sweet, Welker, White and Winstead—11.

Senate bill relating to bonds issued to rail roads under acts of 1868-'69 was taken up and read second time.

Mr. Welker moved to strike out section 1 of the bill.

Mr. Forkner moved to refer the bill to the Judiciary Committee.

The motion to refer did not prevail by the following vote:

YEAS—Messrs. Blythe, Colgrove, Davis, Eppes, Forkner, Galloway, Hyman, Lassiter, Love, Melchor, Moore of Yancey, Richardson, Smith and Sweet—14.

NAYS—Messrs. Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Cherry, Cook, Etheridge, Flythe, Jones of Mecklenburg, Lindsay, Long, Moore of Carteret, McLaughlin, Murphy, Respass, Robbins, Shoffner, Welker, White, Whiteside and Winstead—23.

Mr. Love moved to amend section 1 by striking out the words "three commissioners" and insert "Samuel F. Phillips, Thomas Bragg and Wm. L. Scott."

Rejected.

The motion to strike out section 1 prevailed by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Cherry, Colgrove, Cook, Etheridge, Eppes, Flythe, Forkner, Jones of Mecklenburg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Richardson, Respass, Robbins, Shoffner, Smith, Sweet, Welker, White, Whiteside and Winstead—33.

NAYS—Messrs. Galloway and Hyman—2.

Mr. Forkner moved to amend section 2 of the bill by adding as follows :

"Provided, That the provisions of this bill shall apply to the old as well as the new bonds."

Mr. Jones, of Mecklenburg, moved to refer to the Committee on Finance.

Mr. Robbins moved to postpone and make the bill a special order for Tuesday next at 11 o'clock.

Mr. Forkner moved to postpone and make the bill a special order for Wednesday next at 11 o'clock.

Mr. Moore, of Carteret, moved that the Senate adjourn to meet to-night at 7½ o'clock, for the consideration of private bills.

The motion did not prevail.

The motion of Mr. Forkner prevailed.

The President ratified the following bills which were transmitted by the Secretary of the Senate to the Secretary of State :

A bill to make landowners in certain cases to consolidate the surveys of different tracts ;

A bill to amend the 18th section of an act relating to special procedure in cases of mills ;

A bill to incorporate the Trustees of Franklin Academy in Rowan county.

On motion of Mr. Robbins, the Senate adjourned until to-morrow at ten, A. M.

TUESDAY, FEBRUARY 1st, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Monday was read and approved.

Mr. Lindsay, for the Committee on Claims, reported unfavorably

Senate resolution in relation to witnesses before Investigation Committee ; and

Senate resolution allowing actual expenses to the Committee on Investigation into the affairs of the Albemarle and Chesapeake Canal Company.

Mr. Sweet, for the Committee on Privileges and Elections, reported with amendments,

Senate bill to provide for elections of members of the General Assembly.

Mr. Winstead, for the Judiciary Committee, reported a substitute for engrossed House bill authorizing the transfer of county charities to the Boards of Commissioners of counties.

Mr. Forkner gave notice of a bill to amend the charter of the Northwestern North Carolina Rail Road Company ;

Mr. Robbins, of a bill to change the time for holding the courts in the 10th judicial district ;

Mr. Cook, of a bill concerning abstracts of tax lists ;
Mr. Love, of a bill to amend chapter 2 of the Revised Code ;
Also, of a bill in relation to Deputy Superior Court Clerks ;
Also, of a bill for the relief of E. D. Davis, Stephens, Whitaker and Emaline Battle ;

Also, of a bill in relation to convicts.

Leave of absence was granted Mr. Etheridge for two weeks from Monday next ;

Mr. Eppes, from Friday until Monday next ;

Mr. Flythe, from Friday until Thursday next.

Mr. Forkner moved to reconsider the vote by which the Senate rejected, on third reading,

Engrossed House bill to make slander a misdemeanor.

The motion was postponed until 12 o'clock.

Mr. Jones, of Mecklenburg, introduced a bill to remove all restrictions upon the rate of interest.

Read first time, and referred to the Judiciary Committee.

Mr. Brogden, a bill to declare the law of evidence in certain cases.

Read first time, and referred to the Judiciary Committee.

Senate bill to further aid the Committee on Investigation was read the third time,

Mr. Sweet moved to amend, by adding the following as a new section :

“ This act shall take effect on and after its ratification.”

Adopted.

As amended, the bill passed its third reading, by the following vote :

YEAS—Messrs. Beall, Beeman, Bellamy, Brogden, Burns, Cherry, Colgrove, Etheridge, Eppes, Flythe, Forkner, Harrington, Hyman, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Richardson, Respass, Robbins, Smith, Stephens, Sweet, Welker, White, Whiteside and Winstead—33.

NAYS—None.

On motion of Mr. Winstead the rules were suspended so as to transmit at once the bill, engrossed, to the House of Representatives.

Senate bill to repeal an act authorizing the Secretary of State to furnish the county officers with blank books and other stationery, was read second time.

Mr. Robbins moved to amend the substitute offered by the Committee on Propositions and Grievances, by inserting the words "and dockets" after the word "books."

The amendment was adopted.

Mr. Love moved to further postpone until February 15th.

Not agreed to.

Mr. Martindale moved to lay the bill on the table.

Not agreed to.

The substitute, as amended, was adopted for the original bill.

As amended the bill passed second reading.

Senate bill to compel persons to work on public roads was read second time.

Mr. Respass moved to strike out "18" and insert "21."

Not agreed to.

On motion of Mr. Robbins, the bill was amended by inserting the words "the Justices of the Peace" after the word "courts" in section 2.

As amended the bill passed second reading.

Senate bill to repeal certain acts passed at the sessions of 1868-'69, was taken up on second reading.

Mr. Forkner moved to lay the bill on the table.

The motion to table did not prevail by the following vote:

YEAS—Messrs. Blythe, Davis, Etheridge, Forkner, Hyman, Lassiter, Love, Moore of Yancey and Smith—9.

NAYS—Messrs. Beall, Beeman, Bellamy, Burns, Cherry, Colgrove, Cook, Flythe, Jones of Columbus, Jones of Mecklenburg, Lindsay, Long, Martindale, Melchor, Moore of Carteret, McLaughlin Richardson, Respass, Robbins, Shoffner, Welker, White, Whiteside and Winstead—24.

Mr. Forkner moved to postpone the bill indefinitely.

Not agreed to by the following vote :

YEAS—Messrs. Blythe, Davis, Forkner Hyman Lassiter, Love, Moore of Yancey, Smith and Sweet—9.

NAYS—Messrs. Beall, Beeman, Bellamy, Brogden, Burns, Cherry, Colgrove, Cook, Flyth, Jones of Columbus, Jones of Mecklenburg, Legg, Lindsay, Long, Mason, Martindale, Melchor, Moore of Carteret, McLaughlin, Richardson, Respass, Robbins, Shoffner, Welker, White, Whiteside and Winstead—27.

Mr. Robbins moved to postpone until to-morrow.

Not agreed to.

Mr. Shoffner moved to postpone until February 16th.

Mr. Lindsay moved to postpone until Friday next.

Mr. Whiteside until Monday next.

The motion of Mr. Whiteside prevailed.

On motion of Mr. Murphy, the Senate reconsidered the vote by which was adopted the report of the Conference Committee to whom was referred Senate bill to amend an act to establish courts in the cities of Wilmington and Newbern.

The special order being the motion of Mr. Forkner to reconsider the vote by which the Senate laid on the table Senate bill to amend section four of an act relating to salaries and fees, the same was taken up.

The motion to reconsider prevailed, when the bill was placed on the calendar.

Senate bill to amend an act to establish the days and places for selling real property under execution, chapter 237, laws of 1868-'69, was read second time and passed.

Senate bill to lay off a public road through the counties of Alexander and Wilkes, was read second time.

The report of the Committee on Roads, to whom the bill was referred, viz : that the bill do not pass, was concurred in.

Senate bill authorizing the Superintendent of Public Works to sell the State's interest in the Fayetteville and Warsaw Plank Road Company, was read second time.

Mr. Love moved to strike out the advertising clause and insert "once in Weekly Standard."

Adopted.

Mr. Lindsay moved to amend by inserting as follow: "Provided the purchaser or purchasers shall pay the cost of advertising and sale."

Adopted.

As amended the bill passed second reading.

The hour of twelve having arrived, the special order was postponed until to-morrow at 10½ o'clock, A. M.

Mr. Respass, for the Committee on Propositions and Grievances, reported favorably the following bills, viz: "Engrossed House bill for the relief of Sheriffs and Collectors of the several counties of the State ;

Engrossed House bill to empower the Board of Commissioners of the county of Stanley to levy a special tax ;

Engrossed House bill authorizing the Commissioners of McDowell county to levy a special tax ;

Engrossed House bill to authorize the Commissioners of Columbus county to levy a special tax ;

Engrossed House bill to change part of the line that divides Burke and McDowell counties ;

Engrossed House bill to prevent the felling of trees in Big Hunting Creek, in Iredell county ;

Engrossed House bill to allow the Commissioners of Montgomery county to levy a special tax ;

Senate bill to authorize the levying a special tax in Alamance county ;

Senate bill changing the county line of Hyde and Tyrrell counties ;

Senate bill to empower the County Commissioners of Caldwell county to levy a special tax ;

Senate bill to allow the Sheriff of Surry county to collect arrears of taxes ; and

Senate bill in relation to special taxes for the county of Anson.

The same Committee reported unfavorably

Engrossed House bill to allow Harris G. Terry, former Sheriff of Richmond county, to collect arrears of taxes;

Senate bill for the relief of C. S. Allred, tax collector of Moore county; and

Senate bill to repeal sections 23 and 30 of chapter 280 of the laws of 1868-'69.

The Committee reported, with amendments,

Senate bill to appropriate certain lands to the Board of Education for the use of common schools.

Senate bill to amend an act passed 1855, creating one million of preferred stock in the North Carolina Rail Road Company, was read second time.

Mr. Moore, of Carteret, moved to add the following to section 3, viz:

“Provided, That the provisions of this act shall not take effect until after the consolidation of the North Carolina Rail Road with the Atlantic and North Carolina Rail Road.”

Mr. Blythe moved to amend the amendment by adding the following: “And the Eastern and Western divisions of the Western North Carolina Rail Road.”

Mr. Moore, of Carteret, withdrew his amendment.

The bill passed its second reading by the following vote:

YEAS—Messrs. Beall, Beeman, Bellamy, Brogden, Burns, Cherry, Davis, Eppes, Forkner, Harrington, Hyman, Jones of Mecklenburg, Lassiter, Lindsay, Love, Melchor, Moore of Yancey, Murphy, Robbins, Shoffner, Smith, Welker and Whiteside—23.

NAYS—Messrs. Blythe, Colgrove, Cook, Etheridge, Flythe, Galloway, Jones of Columbus, Legg, Mason, Martindale, Moore of Carteret, McLaughlin, Richardson, Respass, Sweet, White and Winstead—17.

Senate bill to exempt property from execution was read the second time, and

Indefinitely postponed by the following vote:

YEAS.—Messrs. Beall, Colgrove, Cook, Eppes, Flythe, Forkner, Galloway, Hyman, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Love, Melchor, Moore of Yancey, McLaughlin, Murphy, Richardson, Respass, Robbins, Smith, Sweet, White, Whiteside and Winstead—25.

NAYS.—Messrs. Beeman, Bellamy, Brogden, Cherry, Davis, Etheridge, Harrington, Long and Welker—9.

Mr. Galloway moved a suspension of the rules to take up a bill.

The motion prevailed by the following vote:

YEAS—Messrs. Beall, Beeman, Bellamy, Brogden, Burns, Cherry, Cook, Davis, Etheridge, Eppes, Flythe, Forkner, Galloway, Harrington, Hyman, Jones of Columbus, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Richardson, Smith, Stephens, Sweet, Whiteside and Winstead—34.

NAYS—None.

Senate bill relative to the Clerk of the Superior Court of New Hanover county was taken up and read second time.

Mr. Galloway moved to fill the blank with \$5000.

Mr. Lindsay moved to insert \$4000.

The motion of Mr. Galloway prevailed,

When the bill passed second reading.

Mr. Beeman moved that the Senate adjourn until seven and a half o'clock this P. M.

Mr. Robbins moved to amend by making it ten o'clock to-morrow.

The motion of Mr. Robbins prevailed by the following vote:

YEAS—Messrs. Beall, Bellamy, Burns, Cherry, Colgrove, Davis, Forkner, Harrington, Jones of Mecklenburg, Lassiter, Legg, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Murphy, Robbins, Smith, Sweet, Whiteside and Winstead—22.

NAYS—Messrs. Beeman, Brogden, Blythe, Cook, Etheridge,

Flythe, Galloway, Hyman, Lindsay, Long, Moore of Carteret, Richardson, Stephens, Welker and White—15.

WEDNESDAY, FEBRUARY 2nd, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Tuesday was read and approved.

Mr. Winstead, for the Judiciary Committee, reported favorably,

Senate bill to amend chapter 81, section 6, of the Revised Code;

Senate bill to require the Supreme Court of North Carolina to examine applicants for license to practice law in the several Courts of the State;

Also, Senate bill to amend chapter 75 of the Revised Code.

Mr. Jones, of Mecklenburg, for the Judiciary Committee, reported favorably the substitute for an act to amend an ordinance appointing Commissioners to prepare a Code of Practice and Procedure in the different courts of the State, ratified May 13th, 1868.

The same Committee reported unfavorably,

Engrossed House bill to amend title XX, chapter 1, section 496, of the Code of Civil Procedure;

Also, engrossed House bill to amend chapter 279 of the public laws of 1868-'69.

Mr. Lassiter, for the same committee, reported with amendments,

Senate bill to secure fair trials in courts of justice.

Mr. Hyman, for the Committee on Corporations, reported, with amendments,

Senate bill to incorporate the town of Littleton, in the county of Halifax.

Mr. Cook, for the Committee on Internal Improvements, reported, with amendments,

Senate bill to repeal certain laws granting aid to Rail Road Companies.

Mr. Forkner, for the same Committee, reported, favorably, Engrossed House bill to lay out and construct a road through the counties of Ashe and Alleghany.

The President announced Mr. Flythe on the Committee on Fisheries, *vice* Mr. Barrow, resigned.

Mr. Bellamy gave notice of a bill to repeal section 13, chapter 105, of the revised Code.

Mr. Richardson, of a bill to authorize the building of a bridge across Deep river, in the county of Moore.

The following bills were introduced, read first time, and referred, as stated :

By Mr. Respass, a bill to suspend the first six sections of the Revised Code, and title XI of the Code of Civil Procedure.

To the Judiciary Committee ;

By Mr. Cook, a bill concerning abstracts of tax lists.

To the Committee on Finance ;

By Mr. Blythe, a bill to authorize Isaac Aldrige, former Sheriff of Henderson county, to collect arrears of taxes.

To the Committee on Propositions and Grievances.

By Mr. Jones, of Mecklenburg, a bill relating to appeals.

To the Judiciary Committee ;

By Mr. Beall, a bill to authorize John R. Sudderth to erect a Toll Bridge across John's river, in Burke county.

To the Committee on Corporations ;

By Mr. Jones, of Mecklenburg, a bill for the furtherance of justice and for the revisal and correction of errors.

To the Judiciary Committee.

By Mr. Love, the following :

A bill in relation to Probate Judges.

To the Judiciary Committee ;

A bill for the relief of E. D. Davis.

To the Committee on Propositions and Grievances ;

Also, a bill in relation to convicts.

To the Judiciary Committee.

The special order, at ten and a half o'clock, being the consideration of the motion to reconsider the vote by which the Senate rejected, on third reading, engrossed House bill making slander a misdemeanor, the same was taken up.

Mr. Love moved to lay the motion to reconsider on the table.

The motion to table did not prevail by the following vote :

YEAS—Messrs. Barnes, Beeman, Cherry, Flythe, Harrington, Jones of Mecklenburg, Lindsay, Love, Mason, Melchor, McLaughlin, Murphy, Robbins, White and Whiteside—15.

NAYS—Messrs. Bellamy, Blythe, Cook, Etheridge, Eppes, Forkner, Galloway, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Moore of Carteret, Richardson, Shoffner, Smith, Welker and Winstead—18.

The motion to reconsider prevailed by the following vote :

YEAS—Messrs. Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Etheridge, Eppes, Forkner, Galloway, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Long, Moore of Carteret, Shoffner, Smith, Stephens and Winstead—21.

NAYS—Messrs. Barnes, Beall, Beeman, Cherry, Flythe, Harrington, Jones of Mecklenburg, Lindsay, Love, Mason, Melchor, McLaughlin, Murphy, Richardson, Respass, Robbins, White and Winstead—18.

Mr. Shoffner offered a substitute for the bill.

Mr. Robbins moved to postpone the consideration of the bill indefinitely.

Mr. Galloway moved the previous question.

The motion for the previous question prevailed.

The question being on the adoption of the substitute for the original bill,

The same was adopted by the following vote :

YEAS—Messrs. Bellamy, Brogden, Blythe, Colgrove, Cook,

Davis, Etheridge, Eppes, Forkner, Galloway, Hyman, Jones of Columbus, Jones of Wake, Legg, Long, Martindale, Moore of Carteret, Shoffner, Smith, Stephens, Sweet, Welker and Winstead—23.

NAYS—Messrs. Barnes, Beall, Beeman, Burns, Cherry, Flythe, Harrington, Hawkins, Jones of Mecklenburg, Lassiter, Lindsay, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Murphy, Respass, Robbins and Whiteside—20.

As amended, the bill failed to pass its third reading by the following vote:

YEAS—Messrs. Bellamy, Brogden, Blythe, Colgrove, Davis, Etheridge, Eppes, Forkner, Galloway, Hyman, Jones of Columbus, Jones of Wake, Legg, Long, Moore of Carteret, Shoffner, Smith and Stephens—18.

NAYS—Messrs. Barnes, Beall, Beeman, Burns, Cherry, Cook, Flythe, Harrington, Hawkins, Jones of Mecklenburg, Lassiter, Lindsay, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Murphy, Richardson, Respass, Robbins, Sweet, Welker, Whiteside and Winstead—25.

The special order for 11 o'clock being the consideration of a bill relating to the bonds issued to rail roads in 1868-'69, on second reading, the same was taken up, the question being on the amendment offered by Mr. Forkner to section 2, viz, by adding as follows:

“Provided, That the provisions of this act shall apply to the old as well as new bonds.”

After some discussion, Mr. Forkner withdrew his amendment.

Mr. Welker offered a new section as section 1.

Mr. Love moved to postpone the further consideration of the bill to February 16th.

The motion to postpone failed.

The amendment of Mr. Welker was adopted by the following vote:

YEAS.—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden

Burns, Cherry, Colgrove, Cook, Davis, Etheridge, Eppes, Flythe, Harrington, Hawkins, Jones of Columbus, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, McLoughlin, Murphy, Richardson, Respass, Robbins, Shoffner, Smith, Stephens, Welker, White, Whiteside and Winstead—38.

NAYS—Messrs. Galloway and Hyman—2.

On motion of Mr. Welker, the following words were stricken out of section 2, line 5, viz: "Or that can be realized in the market for them."

Mr. Love moved that the bill as amended be printed, and that it be made a special order for the 9th inst.

Mr. Love withdrew his motion,

When the bill passed second reading.

On motion of Mr. Robbins, the bill was ordered printed.

Mr. Sweet moved a suspension of the rules, to take up the bill just passed its second reading.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Davis, Eppes, Forkner, Hawkins, Jones of Columbus, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Richardson, Respass, Robbins, Smith, Sweet, White and Whiteside—33.

NAYS—Messrs. Bellamy, Flythe, Galloway, Harrington, Hyman, Shoffner, Stephens and Winstead—8.

The bill was taken up and read third time.

Mr. Bellamy moved the previous question.

The motion did not prevail by the following vote:

YEAS—Messrs. Bellamy, Brogden, Burns, Cherry, Cook, Davis, Flythe, Harrington, Hawkins, Jones of Columbus, Lindsay, Long, Moore of Yancey and White—14.

NAYS—Messrs. Barnes, Beall, Beeman, Blythe, Colgrove, Eppes, Forkner, Galloway, Hyman, Jones of Mecklenburg, Lassiter, Legg, Love, Mason, Melchor, Moore of Carteret,

McLaughlin, Murphy, Richardson, Respass, Robbins, Shoffner, Smith, Stephens, Sweet, Whiteside and Winstead—27.

Mr. Sweet moved to postpone the further consideration of the bill until Wednesday the 9th instant.

Mr. Respass moved to postpone until Friday the 11th instant.

The motion of Mr. Respass did not prevail.

The motion of Mr. Sweet prevailed by the following vote:

YEAS—Messrs. Barnes, Blythe, Cherry, Colgrove, Etheridge, Eppes, Forkner, Galloway, Hyman, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Love, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Richardson, Robbins, Smith, Sweet, White, Whiteside and Winstead—25.

NAYS—Messrs. Beall, Beeman, Bellamy, Brogden, Burns, Cook, Davis, Flythe, Harrington, Hawkins, Jones of Columbus, Lindsay, Long, Mason, Melchor, Respass, Shoffner and Stephens—18.

The House of Representatives transmitted the following bills, which were read first time and referred as stated, viz:

Engrossed House bill to authorize the County Commissioners of Burke County to levy a special tax.

To the Committee on Finance;

Engrossed House bill declaring a portion of Tar river a lawful fence.

To the Committee on Agriculture;

Engrossed House bill to incorporate the Mechanics' Building and Loan Association, of Raleigh, North Carolina.

To the Committee on Corporations;

Engrossed House bill in relation to taking or shooting mountain trout in the waters of the counties west of the Blue Ridge.

To the Committee on Fisheries;

Engrossed House bill to incorporate the Edgecombe Masonic Building Association.

To the Committee on Corporations;

Engrossed House bill to authorize the County Commissioners

of Craven to issue bonds for the purpose of paying the present indebtedness of said County.

To the Committee on Finance ;

Engrossed House bill to amend the Corporation Acts of Winston.

To the Committee on Corporations ;

Engrossed House bill to better protect the fowling interest in the waters of Currituck county.

To the Committee on Propositions and Grievances ;

Engrossed House bill to extend the time for perfecting entries in the county of Jackson.

To the Judiciary Committee ;

Engrossed House bill to incorporate the society for the relief of the preachers of the Virginia Conference, M. E. Church, south, and their families, their widows and orphans.

To the Committee on Corporations ;

Engrossed House bill to incorporate the Newton Female Academy.

To the Committee on Corporations ;

Engrossed House bill to provide for taking bonds in cases of bastardy.

To the Judiciary Committee ;

The House of Representatives concurred in

Senate bill to restore the credit of the State and to facilitate the construction of our unfinished rail roads,

And notified the Senate that a motion to re-consider the vote by which the bill passed, had been laid on the table.

The House of Representative concurred in

Senate amendments to engrossed House bill to incorporate the Young Men's Intelligent and Enterprising Association,

And notified the Senate of the same by message.

Mr. Murphy, for the Committee on Conference, to whom was referred,

Senate bill to amend an act relative to the establishment of a Special Court for the cities of Wilmington and Newbern, reported.

The report was concurred in.

A communication was received and read, from the Public Treasurer, in relation to bonds.

Mr. Jones, of Mecklenburg, moved a suspension of the rules to take up a bill and place it on its passage.

The motion prevailed by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Burns, Blythe, Cherry, Etheridge, Eppes, Flythe, Forkner, Hyman, Hawkins, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Love, Melchor, McLaughlin, Murphy, Richardson, Respass, Robbins, Shoffner, Smith, Stephens, White, Whiteside and Winstead—32.

NAYS—None.

Senate bill to authorize the incorporation of Homestead or Building Associations, passed its second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden, Burns, Cherry, Colgrove, Davis, Etheridge, Eppes, Flythe, Galloway, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Love, Mason, Melchor, McLaughlin, Murphy, Richardson, Respass, Robbins, Shoffner, Smith, Stephens, Welker, White, Whiteside and Winstead—38.

NAYS.—None.

On motion of Mr. Burns, the Senate adjourned until to-morrow at ten A. M.

THURSDAY, FEBRUARY, 3rd, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Wednesday was read and approved.

The following notices of bills were given :

By Mr. Bellamy, of a bill to repeal chapter 2 of the Revised Code ;

By Mr. Barnes, of a bill to incorporate the town of Black Creek in Wilson county ;

By Mr. Martindale, of a bill to establish the North Carolina Mutual Aid Association, for the benefit of the Common School Fund ;

By Mr. Cherry, of a bill for extending the time of the Sheriff of Pitt for settling with the Treasurer ;

By Mr. Davis, of a bill to amend and alter the charter of the Western Rail Road Company ;

By Mr. Love, of a bill in relation to Penitentiary Bonds, and in relation to Penitentiary Stockade on Deep river.

By Mr. Hayes, of the following :

Of a bill to convert and fund the entire indebtedness of the State with two per cent. interest-bearing bonds ;

Of a bill incorporating the Robeson County Land Agency ;

Also, of a bill to require all appointments of persons as State Proxies and Directors in the various rail roads in which the State has a representation, to be submitted to the Senate for confirmation.

Mr. McLaughlin introduced a bill to change the times for holding the Superior Courts in the 10th district.

The same passed three readings, under a suspension of the rules.

The following is the vote on its third reading :

YEAS—Messrs. Barnes, Beall, Brogden, Burns, Blythe, Cherry, Davis, Eppes, Flythe, Forkner, Galloway, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Mason, Martindale, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Robbins, Smith, Stephens, Sweet, Welker, White, Whiteside and Winstead—33.

NAYS—Mr. Beeman—1.

The bill was immediately transmitted to the House of Representatives, under a suspension of the rules.

Mr. Brogden introduced a bill to prevent the felling of trees and placing other obstructions into the waters of Mill Creek, between Bentonsville and Neuse River, in the County of Johnston.

Read first time and referred to the Committee on Propositions and Grievances.

A bill was received from the Code Commission entitled, "Procedure in Criminal Actions."

Read first time and referred to the Judiciary Committee.

Mr. White presented a resolution providing for two daily sessions.

Laid over.

Mr. Blythe, a resolution of instruction to the Finance Committee.

Adopted.

Mr. Galloway moved a suspension of the rules to take up a bill.

The motion prevailed by the following vote :

YEAS—Messrs. Barnes, Beeman, Bellamy, Brogden, Burns, Blythe, Cherry, Davis, Eppes, Flythe, Galloway, Harrington, Hyman, Hawkins, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, McLaughlin, Respess, Smith, Stephens, Sweet, Welker, White, Whiteside and Winstead—31.

NAYS—None,

When Senate bill to change the rules of evidence in certain cases and to secure the possessors of lands was taken up

And passed second and third readings.

The following is the vote on third reading :

YEAS—Messrs. Barnes, Beeman, Bellamy, Brogden, Burns, Blythe, Cherry, Davis, Eppes, Flythe, Forkner, Galloway, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Long, Martindale, Melchor, McLaughlin, Respess, Shoffner, Smith, Stephens, Sweet, Welker, White, Whiteside and Winstead—33.

NAYS—Mr. Love—1.

The House of Representatives transmitted the following bills which were read first time and referred as stated, viz :

Engrossed House bill declaratory of the cases to which an act entitled " An act concerning the settlement of the estates of deceased persons," chapter 113, acts of 1868-'69, is applicable.

To the Judiciary Committee ;

Engrossed House bill to amend section 4, chapter 127, of the laws of 1868-'69.

To the Judiciary Committee ;

Engrossed House bill in relation to public libraries.

To the Committee on Public Libraries ;

Engrossed House bill to allow Justices of the Peace to take depositions without a commission.

To the Judiciary Committee ;

Engrossed House bill to allow witnesses attending Justices' Courts the same compensation as those attending the Superior Courts.

To the Judiciary Committee ;

Engrossed House bill to amend section 8, chapter 237, of an act ratified April 12th, 1869.

To the Judiciary Committee ;

Engrossed House bill to require defendants in an action for the recovery of real estate, to file bonds for costs.

To the Judiciary Committee.

Leave of absence was granted Mr. Jones, of Wake, until Monday next ;

To Mr. Richardson, until Wednesday next ;

To Mr. Shoffner, until Friday of next week ;

To Mr. Moore, of Carteret, until Tuesday next.

Mr. White moved a suspension of the rules to move a reconsideration of the vote by which the Senate on yesterday postponed until Wednesday next,

Senate bill relating to the bonds issued to rail roads in 1868-'69.

The motion prevailed by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden,

Burns, Cherry, Colgrove, Cook, Davis, Eppes, Flythe, Galloway, Harrington, Hawkins, Jones of Columbus, Legg, Lindsay, Long, Mason, Martindale, Melchor, Moore of Carteret, Murphy, Respass, Shoffner, Smith, Stephens, Welker, White and Winstead—31.

NAYS—Messrs. Blythe, Forkner, Hayes, Hyman, Jones of Mecklenburg, Lassiter, Love, Moore of Yancey, McLaughlin, Robbins and Whiteside—11.

Mr. White moved to reconsider.

Mr. Love moved to lay the motion to reconsider on the table.

The motion to table did not prevail by the following vote :

YEAS—Messrs. Blythe, Forkner, Hayes, Jones of Mecklenburg, Lassiter, Love, Moore of Yancey, McLaughlin, Sweet and Whiteside—10.

NAYS—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden, Burns, Cherry, Colgrove, Cook, Davis, Flythe, Galloway, Harrington, Hyman, Hawkins, Jones of Columbus, Legg, Lindsay, Long, Mason, Martindale, Melchor, Moore of Carteret, Murphy, Respass, Robbins, Shoffner, Smith, Stephens, Welker, White and Winstead—32.

The motion to reconsider prevailed.

The question being on the postponement of the bill until Wednesday the 9th inst.,

Mr. Winstead moved to amend by making it Friday, the 4th inst.

The motion prevailed and the bill so postponed.

The special order being the consideration of Senate bill to provide for the funding of the public debt, the same was taken up, and, on motion of Mr. Forkner, was

Laid on the table.

Senate bill in relation to the issue and execution of precepts of Justices' Courts was read second time.

The report of the Judiciary Committee, to whom the bill was referred, viz : "that it do not pass," was concurred in by the Senate.

Mr. Martindale reported favorably Senate bill to organize the militia of North Carolina.

Ordered printed.

The following bills passed second reading :

Senate bill requiring County Commissioners to report to the Board of Public Charities ; and

Senate bill to provide for the redemption of real estate sold under execution.

Senate bill to amend chapter 33, laws of 1868, was read second time, and

Failed to pass for the want of a quorum voting.

The following is the vote :

YEAS—Messrs. Barnes, Beeman, Brogden, Cherry, Davis, Eppes, Galloway, Hayes, Hyman, Legg, Moore of Carteret, Murphy, Sweet and Winstead—14.

NAYS—Messrs. Beall, Bellamy, Burns, Love, McLaughlin, Respass, Robbins and White—8.

Senate bill to amend and continue in force the act suspending the Code of Civil Procedure in certain cases, ratified March 22d, 1869,

Passed second reading, by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Burns, Blythe, Cherry, Cook, Davis, Eppes, Flythe, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Legg, Long, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Murphy, Respass, Robbins, Smith, Welker and Whiteside—28.

NAYS—Messrs. Colgrove, White and Winstead—3.

Joint resolution directing the Treasurer to use special tax funds

Was read first time and referred to the Committee on Finance.

Senate bill to annex a part of New Hanover to Sampson County

Passed second reading.

Senate bill to tax steam distilleries was read second time.

The report of the Committee on Propositions and Griev-

ances, to whom the bill was referred, viz: "That it do not pass" was concurred in.

Senate bill for the punishment of seduction

Was read second time.

The report of the Judiciary Committee, viz: "That the bill do not pass," was not concurred in, by the following vote:

YEAS—Messrs. Bellamy, Brogden, Colgrove, Davis, Jones of Mecklenburg, Lassiter, Love, Moore of Carteret, Robbins, Smith, Whiteside and Winstead—12.

NAYS—Messrs. Barnes, Beall, Beeman, Burns, Cherry, Eppes, Flythe, Hayes, Harrington, Hyman, Hawkins, Lindsay, Long, Mason, Melchor, Moore of Yancey, McLaughlin, Murphy, Respass, Sweet, Welker and White—22.

On motion of Mr. Davis the bill was laid on the table.

The Committee on Corporations reported favorably the following bills:

Engrossed House bill to amend an act to extend the corporate limits of the town of Lumberton, in the county of Robeson;

Engrossed House bill to incorporate the Reversion Manufacturing Company;

Engrossed House bill to incorporate the trustees of Ebenezer Church, in the county of Mecklenburg;

Engrossed House bill to incorporate the Reliance Bucket and Axe Company, No. 1, of the city of Newbern;

Engrossed House bill to incorporate the Benevolent Sons of Edgecombe county;

Engrossed House bill to incorporate the Newton Female Academy;

Engrossed House bill to incorporate Stonewall Lodge, No. 296, of A. F. and A. Masons, in the county of Martin;

Engrossed House bill to amend the charter of the town of Tarboro';

Engrossed House bill to amend an act, chapter 250, general laws of 1868-69;

Senate bill to amend the charter of the town of Greenville;

Senate bill to amend an act incorporating the town of Mount Airy ;

Senate bill to amend the charter of incorporation of the town of Pittsboro' in the county of Chatham ;

Senate bill to incorporate the town of Bakersville in the county of Mitchell ;

Senate bill to incorporate the Central Iron Company of North Carolina ;

Senate bill to amend the charter of the town of Franklinton, North Carolina ;

Senate bill to incorporate Salem Lodge, No. 289, Ancient York Masons ;

Senate bill to incorporate Rockford Lodge, A. Y. M., in the county of Surry ;

Senate bill to consolidate an act incorporating the town of Lenoir, and acts amendatory thereof.

The Committee on Corporations reported, with amendments, Engrossed House bill to incorporate the Peoples' Manufacturing Loan and Trust Company of the county of Cumberland ;

Engrossed House bill to incorporate the town of Mount Olive, in the county of Wayne ;

Also, Senate bill to charter the city of Greensboro'.

On motion of Mr. Legg, the Senate reconsidered the vote by which Senate bill to amend chapter 33, laws of 1868, failed to pass second reading.

The bill then passed its second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Burns, Cherry, Davis, Eppes, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Legg, Mason, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Respass, Robins, Smith, Stephens, Sweet, White, Whiteside and Winstead—28.

NAYS—Messrs. Bellamy, Cook, Flythe, Love and Welker—5.
The President ratified the following :

The same were transmitted by the Secretary of the Senate to the Secretary of the State.

Senate resolution on office of Secretary of State ;

Senate resolution in relation to the better protection of married women ;

Senate resolution in relation to subscription by the citizens of Raleigh to the Penitentiary ;

Senate resolution concerning State bonds ;

A bill to lay off and establish a new county by the name of "Dare ;"

A bill to incorporate the Southern Gold and Copper Mining Company ;

A bill to incorporate the New York and North Carolina Mining Company ;

A bill to incorporate the Continental Copper Mining Company ;

A bill to incorporate the North Carolina Spoke and Handle Manufacturing Company ;

A bill to prohibit the sale of spiritous liquors within three miles of what are known as the Davidson Copper Mine and Silver Valley Mine, in Davidson County ;

A bill to incorporate the Chatham Copper Mining Company ;

A bill to incorporate the Ann Holden and Murfresboro Co-operative Land and Building Association ;

A bill authorizing Walker Smith late Sheriff of Rockingham county, and W. D. Justus, late Sheriff of Henderson county, to collect arrears of taxes.

Senate bill to further define the duties of Justices of the Peace, Township Clerks and Constables, failed to pass for the want of a quorum voting.

Senate bill in relation to Justices of the Peace, was read second time.

The report of the Judiciary Committee, viz : "That the bill do not pass" was concurred in.

Senate bill to amend section 9, chapter 68, Revised Code, was read second time. After some discussion,

On motion of Hyman, the previous question was ordered.

The bill passed second reading by the following vote :

YEAS—Messrs. Barnes, Beeman, Bellamy, Burns, Cherry, Davis, Flythe, Hayes, Hyman, Hawkins, Lassiter, Lindsay, Long, Love, Moore of Yancey, Murphy, Respass, Stephens, Welker and White—19.

NAYS—Messrs. Brogden, Blythe, Cook, Eppes, Galloway, Harrington, Jones of Columbus, Jones of Mecklenburg, Legg, McLaughlin, Robbins, Smith, Whiteside and Winstead—15.

On motion of Mr. Respass, the Senate adjourned until to-morrow at ten, A. M.

FRIDAY, FEBRUARY 4th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Thursday was read and approved.

A message was received from the House of Representatives transmitting

Engrossed House resolution concerning absent members of the Legislature.

Referred to the Committee on Propositions and Grievances ;

Also, engrossed House bill granting the consent of the State of North Carolina to the purchase by the United States of certain lands for the purpose of erecting thereon a building for the Custom House in the city of Wilmington.

The following bills were introduced, read first time and referred as stated :

By Mr. Bellamy, a bill to repeal section 13, chapter 102 of the Revised Code.

To the Judiciary Committee ;

By Mr. Galloway, a bill to protect married women against violence of brutal husbands.

To the Judiciary Committee ;

By Mr. Barnes, a bill to incorporate the town of Black Creek, in Wilson county.

To the Committee on Corporations.

Senate bill to repeal an act authorizing the Secretary of State to furnish county officers with stationery

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beeman, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Davis, Galloway, Hayes, Harrington, Hyman, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Mason, Moore of Yancey, McLaughlin, Murphy, Respass, Robbins, Shoffner, Smith, Welker, White, Whiteside and Winstead—30.

NAYS—Mr. Bellamy—1.

Senate bill to compel persons to work the public roads was read third time.

Mr. Respass moved to strike out "45," and insert "40."

Rejected.

Mr. McLaughlin moved to strike out "18" and insert "21."

Mr. Forkner moved to lay the bill on the table.

The motion did not prevail, by the following vote :

YEAS—Messrs. Blythe, Colgrove, Forkner, Galloway, Harrington, Lassiter, Moore of Carteret and Moore of Yancey—8.

NAYS—Messrs. Barnes, Beall, Beeman, Brogden, Burns, Cherry, Cook, Davis, Hyman, Jones of Mecklenburg, Lindsay, Long, Love, Mason, Melchor, McLaughlin, Murphy, Respass, Robbins, Shoffner, Smith, Welker, White, Whiteside and Winstead—25.

The amendment offered by Mr. McLaughlin was adopted by the following vote :

YEAS—Messrs. Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Forkner, Galloway, Harrington, Hyman, Lassiter, Martindale, Melchor, Moore of Carteret, McLaughlin, Respass, Robbins, Stephens and Whiteside—19.

NAYS—Messrs. Barnes, Beall, Beeman, Cherry, Davis, Hawkins, Jones of Mecklenburg, Lindsay, Long, Love, Mason, Moore of Yancey, Murphy, Shoffner, Smith, Welker, White and Winstead—18.

Mr. Moore, of Carteret, moved to amend by adding as follows :

“ Provided, That no person owning less than \$500 worth of property shall be required to work over two days on the road in any one year.”

The amendment was rejected by the following vote :

YEAS—Messrs. Bellamy, Burns, Blythe, Colgrove, Cook, Galloway, Hyman, Jones of Columbus, Martindale, Moore of Carteret and Stephens—11.

NAYS—Messrs. Barnes, Beall, Beeman, Brogden, Cherry, Davis, Forkner, Harrington, Hawkins, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Murphy, Respass, Robbins, Smith, Sweet, Welker, White, Whiteside and Winstead—27.

Mr. Love moved to strike out “twenty-one years” and insert “eighteen years and one day.”

The question was divided.

The motion to strike out prevailed.

The motion to insert “eighteen years and one day” prevailed by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Blythe, Cherry, Davis, Hawkins, Jones of Mecklenburg, Lindsay, Long, Love, Mason, Moore of Yancey, Murphy, Shoffner, Smith, Welker, White and Winstead—19.

NAYS—Messrs. Bellamy, Burns, Colgrove, Cook, Forkner, Galloway, Harrington, Hyman, Jones of Columbus, Martindale, Melchor, Moore of Carteret, McLaughlin, Respass, Robbins, Stephens, Sweet and Whiteside—18.

Mr. Galloway moved an indefinite postponement of the bill.

The motion did not prevail by the following vote :

YEAS—Messrs. Bellamy, Burns, Blythe, Colgrove, Cook, Forkner, Galloway, Harrington, Hyman, Jones of Columbus, Martindale, Moore of Carteret, McLaughlin, Stephens and Sweet—15.

NAYS—Messrs. Barns, Beeman, Brogden, Cherry, Davis, Hawkins, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Mason, Melchor, Moore of Yancy, Murphy, Robbins, Shoffner, Welker, White, Whiteside and Winstead—21.

The bill passed its third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Cherry, Davis, Hawkins, Jones of Mecklenburg, Lindsay, Long, Love, Mason, Melchor, Murphy, Respass, Robbins, Shoffner, Smith, Welker, White, Whiteside and Winstead—22.

NAYS—Messrs. Bellamy, Blythe, Colgrove, Cook, Forkner, Galloway, Harrington, Hyman, Jones of Columbus, Martindale, Moore of Carteret, Moore of Yancy, McLaughlin, Stephens and Sweet—15.

Senate bill to amend and continue in force an act suspending the Code of Civil Procedure in certain cases, ratified March 22d, 1869,

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Cook, Davis, Galloway, Hayes, Hyman, Hawkins, Jones of Columbus, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Murphy, Respass, Robbins, Shoffner, Stephens, Welker and Whiteside—26.

NAYS—Messrs. Burns, Forkner, Harrington, Moore of Carteret, Smith, White and Winstead—7.

The hour of the special order having arrived, Senate bill relating to bonds issued to rail roads in 1868-'69 was taken up and read third time.

On motion of Mr. Welker, the following words were stricken out of the preamble, viz: "Believe the several acts of rail road incorporations to have been hastily and inconsiderately made without sufficiently guarding the interests of the State, and as they."

Mr. Sweet moved to strike out the preamble.

The motion did not prevail by the following vote :

YEAS—Messrs. Blythe, Colgrove, Cook, Forkner, Hayes, Hyman, Lassiter, Martindale, Moore of Carteret, Moore of Yancey, Smith and Sweet—12.

NAYS—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden, Burns, Cherry, Davis, Harrington, Hawkins, Jones of Mecklenburg, Lindsay, Long, Mason, McLaughlin, Murphy, Respass, Robbins, Shoffner, Welker, White, Whiteside and Winstead—23.

Mr. Forkner moved to amend by adding the following to section two :

“ Provided, That the provisions of this act shall apply to old bonds as well as new.

“ Provided, That not more than the face of the bond shall be paid in any event.”

Mr. Welker moved the previous question.

The motion prevailed by the following vote :

YEAS—Messrs. Barnes, Beeman, Bellamy, Brogden, Burns, Cherry, Cook, Harrington, Hawkins, Lindsay, Long, Melchor, McLaughlin, Respass, Robbins, Welker, White and Winstead—18.

NAYS—Messrs. Blythe, Colgrove, Davis, Forkner, Hayes, Hyman, Jones of Mecklenburg, Martindale, Moore of Carteret, Moore of Yancey, Murphy, Shoffner, Smith, Stephens, Sweet and Whiteside—16.

The amendment was rejected by the following vote :

YEAS—Messrs. Beeman, Blythe, Colgrove, Cook, Davis, Forkner, Hayes, Hyman, Martindale, Moore of Carteret, Moore of Yancey, Respass, Shoffner, Smith, Stephens and Sweet—16.

NAYS—Messrs. Barnes, Beall, Bellamy, Brogden, Burns, Cherry, Harrington, Hawkins, Jones of Mecklenburg, Lindsay,

Long, Mason, Melchor, McLaughlin, Murphy, Robbins, Welker, White, Whiteside and Winstead—20.

The bill passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden, Burns, Cherry, Cook, Davis, Harrington, Hawkins, Jones of Mecklenburg, Lindsay, Long, Mason, Melchor, McLaughlin, Murphy, Respass, Robbins, Shoffner, Welker, Whiteside and Winstead—24.

NAYS—Messrs. Blythe, Colgrove, Forkner, Hayes, Hyman, Jones of Columbus, Lassiter, Martindale, Moore of Carteret, Moore of Yancey, Smith, Stephens and Sweet—13.

Senate bill authorizing the Superintendent of Public Works to sell the State's interest in the Fayetteville and Warsaw Plank Road Company

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Burns, Cherry, Cook, Davis, Hayes, Harrington, Hawkins, Jones of Columbus, Jones of Mecklenburg, Lassiter, Lindsay, Long, Mason, Martindale, Melchor, Moore of Carteret, Murphy, Respass, Robbins, Smith, Stephens, Welker, White, Whiteside and Winstead—29.

NAYS—Messrs. Bellamy, Moore of Yancey and McLaughlin—3.

Senate bill to make the Clerk of the Superior Court and Judge of Probate of New Hanover county a salaried officer,

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Bellamy, Burns, Colgrove, Davis, Forkner, Hawkins, Jones of Mecklenburg, Lindsay, Mason, Moore of Yancey, Murphy, Welker, White, Whiteside and Winstead—16.

NAYS—Messrs. Beeman, Cherry, Hayes, Harrington, Jones of Columbus, Long, Moore of Carteret, Respass, Shoffner, Smith and Stephens—11.

Senate bill to provide for the redemption of real estate sold under execution was read the third time.

Mr. Whiteside moved to strike out "two," and insert "one."
Not agreed to.

The bill passed its third reading by the following vote :

YEAS—Messrs Beall, Beeman, Bellamy, Brogden, Burns, Blythe, Harrington, Hawkins, Jones of Mecklenburg, Lassiter, Long, Love, Mason, Melchor, Moore of Yancey, Respass, Robbins, Shoffner, Smith, Stephens, Sweet, Welker, White and Whiteside—24.

NAYS—Messrs. Barnes, Cherry, Colgrove, Davis, Forkner, Galloway, Hayes, Hyman, Jones of Columbus, Lindsay, Martindale, Moore of Carteret, McLaughlin and Winstead—14.

Mr. Galloway was allowed to record his vote in the affirmative on the passage of

Senate bill to make the Clerk of the Superior Court and Judge of Probate of New Hanover county a salaried officer.

Also, to record his vote in the negative, on the passage of

Senate bill relating to the bonds issued to rail roads in 1868-'69.

Senate bill to amend an act passed by the General Assembly of North Carolina, 1855, creating one million of preferred stock in the North Carolina Rail Road Company, was read third time.

Mr. Galloway moved to lay the bill on the table.

The motion did not prevail by the following vote :

YEAS—Messrs. Barnes, Bellamy, Blythe, Colgrove, Cook, Galloway, Hayes, Hawkins, Martindale, Moore of Carteret, Stephens and Sweet—12.

NAYS—Messrs. Beall, Beeman, Brogden, Burns, Cherry, Davis, Forkner, Harrington, Hyman, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Melchor, Murphy, Robbins, Shoffner, Smith, Welker, White, Whiteside and Winstead—23.

Mr. Stephens moved to postpone indefinitely.

On motion of Mr. Love, the Senate adjourned until to-morrow at ten, A. M.

SATURDAY, FEBRUARY 5th, 1870.

The Senat met pursuant to adjournment,

The President in the Chair.

The Journal of Friday was read and approved.

Mr. Welker gave notice of a bill to abolish the office of Public Printer.

Mr. Hyman was allowed to enter the following protest on the Journal :

WHEREAS, A bill entitled " A bill relating to bonds issued in 1868-'69," passed the Senate of North Carolina on its third and last reading, Friday, February 4th, 1870, the undersigned, a member of the Senate, from the county of Warren, respectfully exercises the constitutional right, as guaranteed by the Constitution of this State, article 11, section 6, to enter his protest against the passage of the bill alluded to above.

Article first, section six, of the declaration of rights of the Constitution of this State is as follows :

" SEC. 6. To maintain the honor and good faith of the State untarnished, the public debt, regularly contracted before and since the rebellion, shall be regarded as inviolable and never be questioned; but the State shall never assume or pay, or authorize the collection of any debt or obligation, express or implied, incurred in aid of insurrection or rebellion against the United States, or any claim for the loss or emancipation of any slave."

Under this section, the old debt incurred in aid of internal improvements and for other purposes, is a part of the debt of North Carolina; and every debt contracted since the rebellion up to the adoption of the present Constitution, is beyond the reach of the Legislature, so far as repudiation is concerned, and can never be questioned, except by a Convention called to frame another or to revise and amend the present Constitution. Therefore I hold, that the bill passed on yesterday, which forbids the State Treasurer from paying, when the bonds of

the State, issued by the present General Assembly, become due, any more than the amount said bonds sold for at *first* sale, and, in the mean time, pay interest only upon the same amount, instead of what the face of the bond calls for, is direct repudiation, a blot upon the escutcheon of North Carolina, heretofore as bright as the noonday sun, though clouded at times by hasty legislation and mismanagement. And inasmuch as article five, section four, of the Constitution of this State is as follows:

“SEC. 4. The General Assembly shall, by appropriate legislation, and by adequate taxation, provide for the prompt and regular payment of the interest on the public debt, and after the year 1880, it shall lay a specific annual tax upon the real and personal property of the State, and the sum thus realized shall be set apart as a sinking fund, to be devoted to the payment of the public debt,”

It seems to me that the Senate, if not the General Assembly, could have stayed repudiation until the bonds in the hands of rail road officials unsold were returned to the State Treasurer.

Believing that the bill is unconstitutional, wrong in principle if constitutional, and that the day that the bill becomes a law will ruin the credit of the State for a century, I hereby enter this as my protest against the passage of the bill.

JNO. A. HYMAN,

Senator from Warren County.

Feb. 5th, 1870.

On motion of Mr. Welker, it was ordered that all private bills taken up during this day be placed on their several readings.

Senate bill to authorize George W. Wynne, former tax collector of Hertford county, to collect arrears of taxes for the year 1867,

Passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beeman, Brogden, Colgrove, Davis,

Forkner, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Long, Melchor, Respass, Robbins, Smith, Sweet, Welker, White, Whiteside, Winstead and Wilson—22.

NAYS—Messrs. Bellamy Cook, Love, Moore of Yancey and McLaughlin—5.

Senate bill to incorporate Eastern Star Lodge, No 200 I. O. G. T., was read second time.

On motion of Mr. Respass, section 3 was stricken out.

As amended the bill passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Blythe, Davis, Forkner, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Long, Love, Mason, Melchor, McLaughlin, Murphy, Respass, Robbins, Smith, Sweet, Welker, White, Winstead and Wilson—26.

NAYS—Messrs. Colgrove and Cook—2.

Mr. Love moved a suspension of the rules to take up bills levying special taxes.

The motion did not prevail by the following vote :

YEAS—Messrs. Blythe, Colgrove, Davis, Hyman, Lassiter, Long, Love, Mason, Moore of Yancey, Respass, Sweet, Welker, White and Winstead—14.

NAYS—Messrs. Barnes, Beeman, Bellamy, Brogden, Forkner, Harrington, Hawkins, Jones of Mecklenburg, Melchor, McLaughlin, Robbins, Smith and Wilson—13.

Engrossed House bill to incorporate Catawba Lodge, of A. F. M., at Newton, North Carolina,

Passed second and third readings.

The following is the vote on third reading :

YEAS—Messrs. Barnes, Beeman, Brogden, Blythe, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Legg, Long, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Murphy, Respass, Robbins, Smith, Sweet, Welker, White, Winstead and Wilson—25.

NAYS—Messrs. Colgrove and Cook—2.

Senate bill to incorporate Wayne Lodge, No. 112, of Free and Accepted Masons, at Goldsboro', in Wayne county,

Passed second and third readings.

The following is the vote on its third reading:

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Blythe, Cherry, Forkner, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Long, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Murphy, Respass, Smith, Sweet, Welker, White, Winstead and Wilson—26.

NAYS—Messrs. Colgrove and Cook—2.

Senate bill to incorporate Oak City Council, No. 16, Friends of Temperance,

Passed second and third readings.

The following is the vote on its third reading:

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden, Blythe, Cherry, Colgrove, Forkner, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Long, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Murphy, Respass, Robbins, Smith, Sweet, Welker, White, Winstead and Wilson—29.

NAYS—Mr. Cook—1.

Senate resolution in favor of Tucker & Co.

Passed second reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Cherry, Colgrove, Forkner, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Long, Love, Melchor, Moore of Yancey, Murphy, Respass, Robbins, Smith, Sweet, Welker, White, Winstead and Wilson—25.

NAYS—Messrs. Bellamy and Cook—2.

Engrossed House bill to incorporate Watauga Lodge, No. 293, A. Y. M.,

Passed second and third readings.

The following is the vote on the third reading:

NAYS—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden, Blythe, Cherry, Davis, Forkner, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Long, Love, Mason,

Melchor, Moore of Yancey, Murphy, Respass, Robbins, Smith, Sweet, Welker, White, Whiteside, Winstead and Wilson—29.

NAYS—Messrs. Colgrove and Cook—2.

Senate bill to prevent obstructions in Mud Creek, in Henderson county

Passed second and third readings.

The following is the vote on third reading :

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden, Blythe, Cherry, Colgrove, Davis, Forkner, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Long, Love, Mason, Moore of Yancey, McLaughlin, Murphy, Respass, Robbins, Smith, Sweet, Welker, White, Whiteside, Winstead and Wilson—30.

NAYS—Messrs. Cook and Martindale—2.

Senate bill authorizing the Commissioners of Hyde and Beaufort counties to levy a special tax

Passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Blythe, Colgrove, Davis, Forkner, Harrington, Hyman, Hawkins, Lassiter, Long, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Murphy, Respass, Smith, Sweet and White—23.

NAYS—Messrs. Bellamy, Robbins, Welker, Winstead and Wilson—5.

Senate bill to authorize the Commissioners of Lincoln county to levy a special tax

Passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Blythe, Colgrove, Davis, Forkner, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Long, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Murphy, Respass, Smith, Sweet and White—24.

NAYS—Messrs. Bellamy, Cook, Martindale, Robbins, Welker, Winstead and Wilson—7.

Senate bill to incorporate the Georgetown and Charlotte Rail Road Company

Passed second reading and was postponed until Saturday next.

Engrossed House bill to amend an act to charter the Western North Carolina Rail Road Company, ratified February, 1855, and the several acts amendatory thereof, was read second time and,

On motion of Mr. Love, was indefinitely postponed.

Engrossed House bill to authorize Z. F. Rush, former Sheriff of Randolph county, to collect arrears of taxes for the year 1867, was read second time.

Mr. Love moved to amend by striking out the last two lines of section 1 and inserting the following: "Reason to believe that the taxes for the year 1867 have been paid."

Mr. Robbins moved to amend by adding as follows: "*Provided*, No taxpayer shall have any demand for tax for said year made upon him, nor be required to make oath unless."

The amendment offered by Mr. Robbins failed for the want of a quorum voting.

The amendment offered by Mr. Love was adopted.

As amended the bill

Passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Blythe, Cherry, Davis, Forkner, Harrington, Hyman, Hawkins, Lassiter, Mason, Melchor, Moore of Yancey, Murphy, Respass, Smith, Sweet and White—20.

NAYS—Messrs. Bellamy, Colgrove, Long, Love, McLaughlin, Welker, Winstead and Wilson—8.

Engrossed House bill to amend an act relative to the issuing of bonds for the county of Jackson

Passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Blythe, Cherry, Colgrove, Davis, Forkner, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Long, Love, Melchor, Moore of Yancey, McLaughlin, Murphy, Respass, Robbins, Smith, Sweet, White and Whiteside—26.

NAYS—Messrs. Bellamy, Cook, Welker, Winstead and Wilson—5.

Senate bill to enable Israel B. Watson, Sheriff of Hyde county, to collect arrears of taxes for 1868, was read second time.

Mr. Love moved to amend, by inserting after the word "that," section 1, the words "he has reason to believe that."

Adopted.

As amended, the bill passed its second and third readings.

The following is the vote on its third reading:

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Blythe, Cherry, Davis, Forkner, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Long, Mason, Melchor, Moore of Yancey, Murphy, Respass, Smith, Sweet, White, Whiteside and Wilson—24.

NAYS—Messrs. Bellamy, Cook, Love, McLaughlin, Welker and Winstead—6.

Senate bill authorizing C. Hunter, guardian, to make title to real estate

Passed second and third readings.

The following is the vote on its third reading:

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden, Blythe, Cherry, Colgrove, Davis, Forkner, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Long, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Murphy, Respass, Robbins, Smith, Sweet, Welker, White, Whiteside, Winstead and Wilson—31.

NAYS—Mr. Cook—1.

The President ratified

Senate resolution in regard to the number of clerks allowed by law to the different departments of State;

A bill to restore the credit of the State and to facilitate the construction of our unfinished rail roads; and

A bill to amend an act to establish special courts in the cities of Wilmington and Newbern, ratified August 11th, A. D. 1868.

The same were transmitted by the Secretary of the Senate to the Secretary of State.

Senate bill to incorporate the Yanceyville and Danville Rail Road Company, was read second time.

Mr. Winstead moved to amend the bill as follows, section 1, by inserting after the word "engineer," in line 13, and before the word "and," the following words, viz: "With the privilege of extending said Rail Road from Yanceyville to Prospect Hill or any other point south of Yanceyville, in Caswell county, to be determined by a majority of the Directors of said rail road."

The amendment was adopted.

Mr. Davis moved to amend by adding as follows:

"Provided, That the guage of said road be the same as that of the North Carolina Rail Road Company, viz: 4 feet 8½ inches."

The amendment was rejected.

The bill as amended passed second reading and was read third time.

Mr. Hayes moved to amend by adding as follows:

"Provided, That the guage of said road be the same as that of the North Carolina Rail Road Company, viz: 4 feet 8½ inches."

The amendment was rejected by the following vote:

YEAS—Messrs. Bellamy, Brogden and Cook—3.

NAYS—Messrs. Beall, Beeman, Blythe, Cherry, Colgrove, Davis, Forkner, Harrington, Hyman, Hawkins, Lassiter, Love, Mason, Melchor, McLaughlin, Murphy, Respess, Smith, Sweet, Welker, White, Whiteside, Winstead and Wilson—24.

The bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Blythe, Cherry, Colgrove, Davis, Forkner, Harrington, Hyman, Haw-

kins, Lassiter, Love, Mason, Martindale, Melchor, Moore, of Yancey, McLaughlin, Murphy, Respass, Robbins, Smith, Sweet, Welker, White, Whiteside, Winstead and Wilson—29.

NAYS—Mr. Hayes—1.

Senate bill to charter the Greensboro' Building and Loan Association in Guilford county

Passed second and third readings.

The following is the vote on third reading :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Blythe, Cherry, Davis, Forkner, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Long, Mason, Martindale, Melchor, McLaughlin, Murphy, Respass, Robbins, Smith, Welker, White, Whiteside, Winstead and Wilson—27.

NAYS—Messrs. Bellamy, Cook, Hayes, and Love—4.

Senate bill to incorporate the Trustees of the Greensboro' Female College

Passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden,, Cherry, Davis, Forkner, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Long, Mason, Martindale, Melchor, Moore of Yancey, McLaughlin, Murphy, Respass, Robbins, Sweet, Welker, White, Whiteside, Winstead and Wilson—27.

NAYS—Messrs. Bellamy, Cook and Love—3.

The bill passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Cherry, Colgrove, Davis, Forkner, Harrington, Hyman, Hawkins, Lassiter, Long, Mason, Martindale, Melchor, Moore of Yancey, McLaughlin, Murphy, Respass, Robbins, Smith, Sweet, Welker, White, Whiteside, Winstead and Wilson—28.

NAYS—Messrs. Bellamy, Cook, Hayes and Love—4.

On motion of Mr. Beeman, the Senate adjourned until Monday at ten, A. M.

MONDAY, FEBRUARY 7th, 1870.

The Senate met pursuant to adjournment,
The President in the Chair.

The Journal of Saturday was read and approved.

The House of Representatives transmitted, by message, the following bills, which were read first time and referred as stated :

Engrossed House bill to amend chapter 270 of the public laws of North Carolina.

To the Judiciary Committee;

Engrossed House bill to prohibit the sale of intoxicating liquors within three miles of Ashpole Presbyterian Church, in the county of Robeson.

To the Committee on Propositions and Grievances ;

Engrossed House resolution in favor of Thomas F. Baxter, Sheriff of Currituck county.

Mr. White moved a suspension of the rules, to place the resolution on its passage.

Agreed to by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden, Blythe, Colgrove, Cook, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Long, Love, Melchor, Moore of Yancey, McLaughlin, Murphy, Respess, Smith, Welker, White, Whiteside, Winstead and Wilson—29.

NAYS—None.

The bill passed its several readings.

The following is the vote on its third reading :

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden, Blythe, Colgrove, Cook, Forkner, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Long, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Murphy, Respess, Smith, Welker, White, Whiteside, Winstead and Wilson—29.

NAYS—None.

Engrossed House bill in regard to probate of deeds by *feme coverts* during the late war.

To the Judiciary Committee ;

Engrossed House bill to provide for drawing jurors in certain cases.

To the Judiciary Committee.

The following notices of bills were given :

By Mr. Bellamy, of a bill to repeal the charter of the North Carolina Real and Personal Estate Agency ;

By Mr. Hawkins, of a bill to amend the charter of the Louisburg Branch of the Wilmington and Weldon Rail Road ;

Also, of a bill to incorporate the Louisburg Co-operative Land and Building Association.

Mr. Welker introduced a bill to abolish the office of State Printer.

The bill passed first reading.

Mr. Welker moved a suspension of the rules to place the bill on its passage.

The motion prevailed by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden, Blythe, Cherry, Forkner, Graham, Harrington, Hawkins, Jones of Mecklenburg, Lassiter, Long, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Murphy, Respass, Robbins, Welker, White, Whiteside, Winstead and Wilson—27.

NAYS—Messrs. Colgrove, Cook, Legg, Martindale, Smith and Sweet—6.

The bill passed its second and third readings.

The following is the vote on third reading :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Cherry, Forkner, Graham, Harrington, Hawkins, Jones of Mecklenburg, Lassiter, Long, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Murphy, Respass, Robbins, Welker, Whiteside, Winstead and Wilson—24.

NAYS—Messrs. Colgrove, Cook, Hyman, Legg, Martindale, Smith and Sweet—7.

Mr. Welker moved a suspension of the rules to transmit at once the bill to the House of Representatives.

The motion did not prevail by the following vote :

YEAS—Messrs. Barnes, Beall, Bellamy, Brogden, Cherry, Forkner, Graham, Harrington, Hawkins, Jones of Mecklenburg, Lassiter, Long, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Murphy, Robbins, Sweet, Welker, Whiteside, Winstead and Wilson—25.

NAYS—Messrs. Cook, Hyman, Legg, Martindale, Respass and Smith—6.

Mr. Bellamy introduced a bill to repeal sections 13, 14, 15, and 16, chapter 2, of the Revised Code.

Read first time and referred to the Judiciary Committee.

Mr. Sweet, a resolution instructing the Secretary of State.

Laid over.

Mr. Cook, a joint resolution to adjourn on the 14th instant.

Laid over.

Mr. Welker, a resolution providing for two sessions.

Mr. Love moved to strike out Monday and insert Tuesday.

The amendment was adopted.

As amended, the resolution passed.

Mr. Welker introduced a resolution instructing the Finance Committee to examine the office of State Treasurer.

Adopted.

Leave of absence was granted to Mr. Winstead from tomorrow until the following Tuesday ;

Mr. McLaughlin, from Friday next for one week ;

Messrs. Davis and Scott, for this day.

The unfinished business being the consideration on third reading of

Senate bill to amend an act passed at the General Assembly of North Carolina, 1855, creating one million of preferred stock in the North Carolina Rail Road Company.

The same was taken up.

Mr. Graham moved the previous question.

The motion did not prevail.

The motion pending, being the motion of Mr. Stephens to postpone indefinitely,

The same prevailed by the following vote :

YEAS—Messrs. Barnes, Beeman, Brogden, Blythe, Colgrove, Cook, Hyman, Jones of Mecklenburg, Legg, Love, Mason, Hartindale, McLaughlin, Robbins, Smith, Sweet, White, Whiteside and Winstead—19.

NAYS—Messrs. Bellamy, Forkner, Graham, Harrington, Hawkins, Lassiter, Long, Melchor, Moore of Yancey, Murphy, Welker and Wilson—12.

The special order being the consideration, on second reading, of Senate bill to repeal certain acts passed at the session of 1868-'69, the same was taken up.

Mr. Cook offered a bill previously offered by himself as a substitute for the bill.

Mr. Brogden, moved that the further consideration of the bill be postponed until Monday the 14th instant.

The motion prevailed.

On motion of Mr. Murphy, the bill and substitute were ordered printed.

Senate bill to amend section 9, chapter 68, of the Revised Code, was taken up, read third time and postponed until Thursday next.

Senate bill to amend chapter 33 of the laws of 1868 was taken up and read third time.

Mr. Love moved to amend by adding as follows :

“ Provided, No funds for quarantine purposes under the provisions of this act shall be paid out of the Treasury of the State.”

The amendment was adopted.

As amended the bill passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden, Blythe, Cherry, Colgrove, Forkner, Graham, Hayes, Harring-

ton, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Legg, Long, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Murphy, Respass, Robbins, Smith, Sweet, Welker, White, Whiteside, Winstead and Wilson—33.

NAYS—Mr. Cook—1.

Senate bill to annex part of New Hanover county to Sampson county

Passed third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden, Blythe, Cherry, Cook, Forkner, Graham, Harrington, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Long, Love, Mason, Melchor, McLaughlin, Murphy, Respass, Smith, Sweet, Welker, White, Whiteside, Winstead and Wilson—30.

NAYS—Mr. Hyman—1.

Senate bill requiring County Commissioners to report to the Board of Public Charities

Passed third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden, Blythe, Cherry, Colgrove, Forkner, Graham, Hayes, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Long, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Murphy, Respass, Robbins, Smith, Sweet, Welker, White, Whiteside, Winstead and Wilson—32.

NAYS—Messrs. Cook and Harrington—2.

Senate bill to amend an act to establish the days and places for selling real property under execution, chapter 237, laws of 1868-'69, was read third time.

On motion of Mr. Graham, section 1 was amended by substituting "April" for "March."

As amended, the bill passed its third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Blythe, Cherry, Colgrove, Cook, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Long, Love, Mason, Melchor, Moore of Yancey,

McLaughlin, Murphy, Respass, Robbins, Smith, Sweet, Welker, White, Whiteside, Winstead and Wilson—34.

NAYS—None.

Senate bill for the better protection of landlords was read second time.

The report of the Judiciary Committee, viz: "That the bill do not pass," was concurred in.

Senate bill in relation to false pretences was read second time.

The report of the Judiciary Committee, viz: "That the bill do not pass," was not concurred in, when the bill passed second reading.

Senate bill to amend the law in relation to laying off the homestead and personal property exemption, was read second time.

The report of the Judiciary Committee, viz: "That the bill do not pass," was not concurred in.

The bill failed to pass second reading for the want of a quorum voting.

Mr. Love moved to adjourn until to-morrow ten, A. M.

The motion did not prevail by the following vote:

YEAS—Messrs. Hyman, Love, McLaughlin and Smith—4.

NAYS—Messrs. Barnes, Beall, Bellamy, Brogden, Blythe, Cherry, Colgrove, Cook, Forkner, Graham, Harrington, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Long, Melchor, Moore of Yancey, Murphy, Respass, Robbins, Sweet, Welker, White, Whiteside, Winstead and Wilson—28.

Mr. Martindale gave notice of a bill to authorize the Williamston and Tarboro Rail Road Company to issue first mortgage bonds.

Senate bill in relation to defendants was read second time.

The report of the Judiciary Committee, viz: "That the bill do not pass," was not concurred in.

The bill failed to pass second reading by the following vote:

YEAS—Messrs. Beeman, Bellamy, Brogden, Blythe, Harrington, Jones of Wake, Respass and Smith—8.

NAYS—Messrs. Barnes, Beall, Cherry, Cook, Forkner, Graham, Hyman, Jones of Mecklenburg, Lassiter, Legg, Long, Love, Moore of Yancey, McLaughlin, Murphy, Robbins, Sweet, White, Whiteside, Winstead and Wilson—21.

The House of Representatives concurred in

Senate bill to incorporate Junaluska Lodge, No. 145 ;

Senate bill to authorize the Sheriff of Washington county to collect arrears of taxes ; and transmitted .

Senate bill to amend an act to incorporate the Wilmington Life Insurance Company, ratified Feb. 24th, 1869, amended by inserting after the words " United States," in line 39, sec. 2, the words " or of this State."

The Senate concurred in the House amendment and notified them of the same.

The President ratified a bill to incorporate the Young Men's Intelligence and Enterprising Association.

The same was transmitted by the Secretary of the Senate to the Secretary of State.

Senate bill in relation to Rail Road Presidents was read second time.

The report of the Judiciary Committee, viz: " That it do not pass," was concurred in."

Senate bill to repeal section 80, chapter 34, of the Revised Code, was read second time.

The report of the Judiciary Committee, " That the bill do not pass," was concurred in.

Code bill entitled Roads, Bridges and Ferries, was read second time.

Mr. Love moved to strike out section 8.

The motion did not prevail by the following vote :

YEAS—Messrs. Barnes, Beall, Brogden, Graham, Hawkins, Long, Love, Moore of Yancey, McLaughlin and Murphy—10.

NAYS—Messrs. Beeman, Blythe, Colgrove, Cook, Forkner, Hyman, Jones of Mecklenburg, Jones of Wake, Lassiter, Martindale, Respass, Robbins, Smith, Sweet, Welker, White, Winstead and Wilson—18.

Mr. Love moved to amend section 11 by striking out all after the word "made," line 3, down to and including the word "after," in last line, and inserting the word "at."

The amendment prevailed by the following vote :

YEAS—Messrs. Barnes, Beall, Brogden, Graham, Harrington, Hawkins, Jones of Mecklenburg, Long, Love, Moore of Yancey, McLaughlin, Murphy, Robbins, Welker, White, Whiteside, Winstead and Wilson—18.

NAYS—Messrs. Beeman, Bellamy, Blythe, Cherry, Colgrove, Cook, Forkner, Hyman, Jones of Wake, Lassiter and Respass—11.

Mr. Love moved to amend section 11 by striking out the word "therein" and insert "in section 9."

The amendment was adopted.

On motion of Mr. Love, section 12 was amended by striking out in lines 2 and 3 the following words, viz: "Specified under each of the subdivisions of the last section," also the words, "the double of the period thereunder mentioned," and insert "twenty days."

Mr. Love moved to amend section 18 by striking out all after the word "person," line 5.

The motion did not prevail.

Mr. Love moved to amend section 20 by striking out all after the word "forth," in line 2, down to and including the word "and" in line 3.

The motion did not prevail.

Mr. Love moved an indefinite postponement of the bill.

On the motion to postpone the yeas and nays were granted.

On motion of Mr. Respass, the Senate adjourned until tomorrow at 10, A. M.

TUESDAY, FEBRUARY 8th, 1870.

The Senate met pursuant to adjournment,

The President *pro tem.* in the Chair.

The Journal of Monday was read and approved.

Mr. Sweet offered the following protest that he desired entered on the Journal:

The undersigned Senators respectfully protest against the passage of the bill entitled "An act relating to the bonds issued to Rail Road Companies in 1868 and 1869."

1st. Because while said bill concedes the constitutionality of certain appropriation acts, it makes the broadest possible declaration of a right on the part of the General Assembly to repudiate its bonds, and this declaration is sustained by a garbled extract from the Constitution and without the mitigating allegation of fraud in the sale of said bonds.

2d. Because, in violation of the spirit and letter of said constitutional acts, and in violation of constitutional guarantees of the inviolability of our public debt regularly contracted, it forbids payment of interest on certain bonds according to the tenor thereof.

3d. Because, while assuming to pay purchasers the amount paid for said bonds, the appearance of justice which presents itself to the friends of the bill is dissipated by the further provision that such payment shall be made in bonds of the State which cannot be worth more than the old bonds of the State, to-wit, less than forty per cent. of their par value.

4th. Because these bonds are not the property of the State, but belong to various Rail Road Companies, for which several of those Companies have given their bonds secured by mortgage upon their property, in some cases valuable. It is doubly dishonorable for the State to repudiate her bonds, and to exact from these Companies prompt payment of interest and principal of bonds received by the State for the bonds proposed to be repudiated.

5th. Because, although several of us earnestly opposed the passage of said appropriation acts, nevertheless, said acts being constitutional, we are united in the opinion that the repudiation of bonds constitutionally issued is calculated neither to restore the once enviable reputation of North Carolina for honesty and integrity, nor to maintain the honor and good faith of the State untarnished.

We, therefore, respectfully protest against the passage of said bill and request that this our protest be entered upon the journal.

W. H. S. SWEET, of Craven,
SAMUEL FORKNER, of Surry,
D. D. COLGROVE, of Jones,
O. S. HAYES, of Robeson,
S. P. SMITH, of Wilkes,
WM. M. MOORE, of Yancey,
JAMES BLYTHE, of Henderson,
W. A. MOORE, of Carteret,
A. H. GALLOWAY, New Hanover.

The Committee on Propositions and Grievances reported favorably

Engrossed House bill to better protect the fowling interests in the waters of Currituck county.

The Committee on Banks reported, with amendments,

Engrossed House bill to incorporate a bank in the city of Raleigh;

Also, engrossed House bill to charter the Bank of Statesville.

The Judiciary Committee reported unfavorably

Engrossed House bill to allow Justices of the Peace to take depositions without commission,

And asked to be discharged from the further consideration of Senate bill to suspend the first six sections of the Revised Code, and title XI of the Code of Civil Procedure.

Mr. Welker moved a suspension of the rules to place this bill on its passage.

The motion did not prevail by the following vote :

YEAS—Messrs. Barnes, Beeman, Bellamy, Brogden, Blythe, Cherry, Cook, Forkner, Harrington, Hawkins, Jones of Wake, Lassiter, Legg, Long, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Murphy, Respass, Scott, Smith and Welker—24.

NAYS—Messrs. Beall, Colgrove, Graham, Hyman, Jones of Mecklenburg, Robbins, Sweet, White, Whiteside and Wilson—10.

Mr. Welker, for the Committee on Education, reported unfavorably

Senate bill for special taxes,

And engrossed House bill in relation to the compensation of school committees,

And with amendments,

Senate bill to authorize the Board of Education to sell certain lands in Carteret county.

The committee recommended the adoption of

Engrossed House resolution in regard to an act to provide for a system of public instruction, passed at session of 1868-'69.

Mr. Love moved a suspension of the rules to put the resolution on its passage.

The motion prevailed by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Blythe, Cook, Davis, Forkner, Graham, Hayes, Harrington, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Long, Love, Mason, Melchor, McLaughlin, Murphy, Respass, Robbins, Scott, Welker, White, Whiteside and Wilson—28.

NAYS—Messrs. Colgrove, Hyman, Martindale, Moore of Yancey and Smith—5.

The resolution was adopted.

The President announced Messrs. Graham and Welker as the Senate branch of the committee called for under the resolution.

Mr. Love gave notice of a bill to repeal chapters 74, 108, 183 and 212, laws of 1868-'69.

Mr. Cook, of a bill to make Neuse river a lawful fence for certain portions of Johnston county.

Also, of a bill to amend chapter 90 of the private laws of 1868-'69.

The following bills were introduced, read first time and referred as stated :

By Mr. Hawkins, a bill to amend the charter of the Louisburg branch of the Wilmington and Weldon Rail Road.

To the Committee on Internal Improvements ;

Also, a bill to incorporate the Louisburg Co-operative Land and Building Association.

To the Committee on Corporations ;

By Mr. Martindale, a bill to authorize the Williamston and Tarboro' Rail Road Company, to issue first mortgage bonds.

To the Committee on Internal Improvements ;

By Mr. Love, a bill in relation to salaries and fees.

To the Committee on Salaries and Fees ;

By Mr. Hayes, a bill concerning Insurance Companies.

To the Judiciary Committee ;

By Mr. Sweet, a bill to protect the interests of the State as a stockholder in the North Carolina Rail Road Company.

To the Committee on Finance ;

By Mr. White, a bill to amend section 33, schedule B, chapter 108, of an act to raise revenue, passed at the session of 1868-'69.

To the Committee on Finance ;

On motion of Mr. Jones, the vote by which the Senate postponed indefinitely

Senate bill in relation to one million of preferred stock in the North Carolina Rail Road Company was reconsidered.

The question being on the passage of the bill on its third reading,

The same was, on motion of Mr. Jones, of Mecklenburg, laid on the table.

Mr. Love introduced a resolution concerning the Executive Mansion.

Adopted.

Mr. Love, a resolution concerning the detective force.

Adopted.

The unfinished business being the consideration, on second reading, of Code bill concerning roads, bridges and ferries, the the same was taken up.

The motion to indefinitely postpone prevailed by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Forkner, Graham, Harrington, Lassiter, Legg, Long, Love, Mason, Moore of Yancey, McLaughlin, Murphy, Robbins, Sweet and Wilson—18.

NAYS—Messrs. Bellamy, Blythe, Cook, Davis, Hayes, Hyman, Hawkins, Respass, Welker, White, and Whiteside—11.

Mr. Forkner moved to reconsider the vote just taken.

The motion to reconsider was postpone until Monday next.

The Judiciary Committee reported favorably

Senate bill to declare the law of evidence in certain cases ; and

Engrossed House bill to provide for taking bonds in cases of bastardy ; and, with amendments,

Engrossed House bill declaratory of the cases to which an act concerning the settlement of the estates of deceased persons, chapter 113, laws of 1869-'69, is applicable.

Mr. Sweet, for the Committee on Privileges and Elections, reported, with amendments,

Senate bill to provide for the registration of voters in this State.

Mr. Brogden, for the Committee on Finance, reported favorably

Senate bill concerning abstracts of tax lists,

And asked to be discharged from the further consideration of

Senate Joint Resolution directing the Treasurer to use special tax funds.

Senate bill in relation to false pretences was read third time and,

On motion of Mr. Graham, amended by striking out "and" and inserting "or" in section 1, 18th line.

As amended, the bill passed its third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Blythe, Cherry, Colgrove, Davis, Graham, Hyman, Hawkins, Lassiter, Legg, Long, Love, Mason, Melchor, McLaughlin, Murphy, Respass, Robbins, Smith, Sweet, Welker, White and Wilson—26.

NAYS—Messrs. Bellamy, Cook, Hayes and Harrington—4.

The House of Representatives transmitted the following bills, which were read first time and referred as stated, viz :

Engrossed House bill to provide for the levying of a special tax in the county of Perquimans.

To the Committee on Finance ;

Engrossed House bill to create a Turnpike Road in Transylvania county.

To the Committee on Roads ;

Engrossed House bill to amend an act to incorporate the Cape Fear Agricultural Association.

To the Committee on Corporations ;

Engrossed House bill to fix the compensation of the County Treasurers of Rutherford, Wilson and Perquimans counties.

To the Committee on Finance ;

Engrossed House bill to incorporate Foy's Mathematical and Classical High School.

To the Committee on Corporations ;

Engrossed House bill to prescribe the time for Sheriffs to settle their county taxes.

To the Committee on Finance ;

Engrossed House bill to punish persons for violating the town laws of Salem.

To the Committee on Corporations ;

Engrossed House bill to authorize the Sheriff of Cleveland county to collect arrears of taxes.

To the Committee on Finance ;

Engrossed House bill to incorporate Carey Lodge, No. 198, Ancient York Masons, located at Carey, in the county of Wake.

To the Committee on Corporations ;

Engrossed House bill to incorporate the Tarboro' Gaslight Company.

To the Committee on Corporations ;

Engrossed House bill to incorporate the Lumber River Navigation Company.

To the Committee on Internal Improvements.

The House of Representatives concurred in

Senate bill to repeal an act entitled an act amendatory of the act to incorporate the Western North Carolina Rail Road Company, ratified the 15th day of February, 1855, and of all acts amendatory thereof ;

And Senate amendments to

Engrossed House bill to authorize the Commissioners of Craven county to levy a special tax for the purpose of building bridges across the Neuse and Trent Rivers,

And notified the Senate of the same by message.

The following bills were read second time and passed :

Engrossed House bill to amend a resolution authorizing the Secretary of State to furnish members with copies of laws ;

Senate bill to amend chapter 270, laws of 1868-'69 ;

Senate bill to repeal section 15, chapter 2, of the Revised Code.

The yeas and nays were granted on the passage of the above bill.

The following is the vote :

YEAS—Messrs. Barnes, Beeman, Bellamy, Brogden, Burns,

Cook, Hayes, Harrington, Long, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Respass, Smith, Welker, Whiteside and Winstead—19.

NAYS—Messrs. Beall, Blythe, Cherry, Colgrove, Davis, Graham, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Murphy, Robbins, Sweet, White and Wilson—17.

Senate bill to amend chapter 29, laws of 1860-'61, was read second time and,

On motion of Mr. Legg, was laid on the table.

Senate bill to require a return by Justices of the Peace of all criminal actions disposed of by them to the Clerk of the Superior Court, was read second time and passed.

Senate bill to provide for election of members of the General Assembly was read second time.

The amendments offered by the Committee on Privileges and Elections, to whom the bill was referred, were adopted.

Mr. White moved to postpone the further consideration of the bill until Friday next and that the bill be printed.

The motion did not prevail.

The bill passed second reading.

Mr. Winstead moved a suspension of the rules.

The motion prevailed and the bill placed on its third reading.

Mr. Winstead moved that the further consideration of the bill be postponed until Tuesday next at 11 o'clock, and that the bill as amended be printed.

The motion prevailed.

Senate bill to amend chapter 270, laws of 1868-'69

Passed second reading.

On motion of Mr. Respass, the Senate adjourned.

EVENING SESSION.

The Senate met at 7½ o'clock,

The President *pro tem.* in the Chair.

Senate resolution in favor of Messrs. Tucker & Co.

Passed third reading by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Bellamy, Burns, Blythe, Cherry, Colgrove, Forkner, Hayes, Harrington, Hawkins, Jones of Mecklenburg, Lassiter, Love, Martindale, Moore of Yancey, McLaughlin, Murphy, Respass, Robbins, Scott, Welker, Whiteside and Wilson—25.

NAYS—Mr. Cook—1.

Senate bill authorizing the Commissioners of Hyde and Beaufort counties to levy a special tax

Passed third reading by the following vote :

YEAS—Messrs. Beasley, Beeman, Burns, Blythe, Cherry, Colgrove, Cook, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Martindale, Moore of Yancey, McLaughlin, Murphy, Respass, Scott, Sweet, Welker, White and Whiteside—23.

NAYS—Messrs. Barnes, Beall, Bellamy, Graham, Love, Robbins and Wilson—7.

Senate bill to authorize the Commissioners of Lincoln county to levy a special tax

Failed to pass third reading by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Brogden, Cherry, Colgrove, Hayes, Harrington, Hyman, Hawkins, Lassiter, Melchor, Moore of Yancey, McLaughlin, Respass and Scott—16.

NAYS—Messrs. Barnes, Bellamy, Burns, Blythe, Cook, Graham, Jones of Mecklenburg, Legg, Love, Martindale, Murphy, Robbins, Sweet, Welker, White, Whiteside and Wilson—17.

A motion, by Mr. Respass, to suspend the rules to place bills on their second reading on their final passage, did not prevail.

Senate bill to incorporate the Farmers and Mechanics' Life Assurance Company was read second time.

The amendment offered by the Committee on Corporations, viz: to add the words, "at the legal rate of interest" at the end of section 4, was adopted.

Mr. Sweet offered a new section as section 5.

Mr. Hayes moved to amend the amendment of Mr. Sweet by inserting the words "own and" after the word "shall" in line 2.

The amendment was adopted.

The amendment of Mr. Sweet as amended was adopted.

Mr. Cook moved to strike out in section 4 all appertaining to "banking privileges."

The amendment was rejected by the following vote:

YEAS—Messrs. Barnes, Beasley, Bellamy, Brogden, Colgrove, Cook, Hayes, Legg, Love, Robbins, Welker and White—12.

NAYS—Messrs. Beall, Beeman, Burns, Cherry, Forkner, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Melchor, Moore of Yancey, Murphy, Respass, Scott, Sweet and Winstead—18.

Mr. Love moved the following as a new section:

"SEC. 5. The individual property of the incorporators shall be liable for any demand that may arise against said Association."

The amendment was rejected by the following vote:

YEAS—Messrs. Barnes, Bellamy, Brogden, Burns, Cook, Forkner, Hayes, Love, Welker and Wilson—10.

NAYS—Messrs. Beasley, Beeman, Cherry, Colgrove, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Moore of Yancey, Murphy, Respass, Robbins, Scott, Sweet, White and Winstead—19.

The bill passed its second reading.

Mr. Respass moved to adjourn.

The motion did not prevail by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Burns, Cherry, Cook, Hayes, Harrington, Legg and Respass—10.

NAYS—Messrs. Barnes, Bellamy, Brogden, Blythe, Colgrove, Forkner, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Love, Moore of Yancey, Murphy, Scott, Sweet, Welker, White, Winstead and Wilson—20.

Senate bill to incorporate the Rescue Steam Fire Engine Company, No. 1, of the city of Raleigh,

Was read second time.

The amendments offered by the Committee on Corporations were adopted.

As amended the bill passed second reading.

The following bills were read second time and passed :

Senate bill to incorporate the Rail Road Iron Foundry and Manufacturing company, and

Engrossed House bill to establish a bridge across the French Broad River, in Madison county, in the town of Marshall, styled the Madison Bridge Company.

On motion of Mr. Respass, the Senate adjourned until to-morrow at ten, A. M.



WEDNESDAY, FEBRUARY 9th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Tuesday was read and approved.

Mr. Burns presented a petition from the citizens of Pittsboro', Chatham county.

Read and referred to the Committee on Propositions and Grievances.

Mr. Graham, for the Judiciary Committee, reported favorably the following bills :

Engrossed House bill to provide for drawing jurors in certain cases ;

Engrossed House bill to extend the time for perfecting entries in the county of Jackson ;

Engrossed House bill to amend section 8 of chapter 237 of an act ratified April 12th, 1869, session 1868-'69 ; and

Engrossed House bill to require defendants in an action for the recovery of real estate to file bond for costs.

The following notices of bills were given :

By Mr. Barnes, of a bill to punish the stealing of cotton ;

By Mr. Love, of a bill instructing the Auditor of State in relation to accounts ;

By Mr. Jones, of Wake, of a bill to protect *bona fide* conveyances of land in certain cases ;

By Mr. Smith, of a bill authorizing the Commissioners of Wilkes county to levy and collect a tax for the purpose of building a bridge across the Yadkin River ;

By Mr. Burns, of a bill to prevent any rail road building on the right of way where the State has any interest, or the sale or lease thereof ;

By Mr. Bellamy, of a bill to amend section 4, schedule C, of an act passed at the session of 1868-'69, to raise revenue ;

By Mr. Blythe, of a bill to authorize the Superintendent of Public Works to sell the unimproved lots in this city which belong to the State ;

Also, of a bill authorizing the County Commissioners to issue bonds in certain cases.

Leave of absence was granted Mr. Eppes until Friday next.

Mr. Jones, of Mecklenburg, introduced a bill conferring certain powers on the Southern Atlantic Telegraph Company.

Read first time and referred to the Committee on Internal Improvements.

Mr. Love, a bill to repeal certain laws of 1868-'69.

Read first time and referred to the Judiciary Committee.

Mr. Love, a resolution concerning Capitol Square.

Adopted.

Mr. Moore, of Yancey, a resolution in relation to leaves of absence ;

The same, on motion of Mr. Galloway, was laid on the table by the following vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Burns, Colgrove, Cook, Galloway, Graham, Harrington, Hyman, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Long, McLaughlin, Respass, Scott, Smith, Welker, Whiteside and Wilson—23.

NAYS—Messrs. Beall, Bellamy, Blythe, Cherry, Forkner, Hawkins, Love, Melchor, Moore of Yancey, Sweet and White—11.

Mr. Respass moved a suspension of the rules to take up a bill.

Not agreed to by the following vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Cherry, Cook, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Murphy, Respass, Smith, Sweet and Welker—20.

NAYS—Messrs. Beall, Bellamy, Burns, Colgrove, Graham, Jones of Mecklenburg, Long, Love, Melchor, Moore of Yancey, McLaughlin, White, Whiteside and Wilson—14.

Senate bill to require a return of Justices of the Peace of all criminal actions disposed of by them to the Clerk of the Superior Court

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Colgrove, Graham, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Long, Love, Melchor, Moore of Yancey, McLaughlin, Murphy, Scott, Smith, Sweet, Welker, White, Whiteside and Wilson—28.

NAYS—Messrs. Bellamy, Hayes, Harrington, Hyman and Respass—5.

Engrossed House bill to amend a resolution authorizing the Secretary of State to furnish members with copies of laws

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Davis, Forkner, Galloway, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Long, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Murphy, Robbins, Smith, Sweet, Welker, White, Whiteside and Wilson—35.

NAYS—None.

Senate bill to repeal section 15, chapter 2, of the Revised Code was read third time, and

On motion of Mr. Davis, was laid on the table by the following vote :

YEAS—Messrs. Beall, Beasley, Blythe, Colgrove, Davis, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Murphy, Scott, Sweet, White, Whiteside and Wilson—22.

NAYS—Messrs. Barnes, Beeman, Bellamy, Brogden, Burns, Cherry, Cook, Long, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Respass, Robbins, Smith and Welker—17.

Senate bill to amend chapter 279, laws of 1868-'69,

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Davis, Forkner, Graham, Hyman, Lassiter, Long, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Murphy, Scott, Smith, Sweet, Welker and White—28.

NAYS—Messrs. Hayes, Harrington, Hawkins, Respass and Wilson—5.

The House of Representatives transmitted the following bills, which were read first time and referred, as stated :

Engrossed House bill to incorporate the Edenton and Norfolk Rail Road Company.

To the Committee on Corporations ;

Engrossed House bill to authorize the Sheriff of Yadkin county to collect arrears of taxes.

To the Committee on Propositions and Grievances ;

Engrossed House bill to extend the time of G. M. Webb, tax collector of Cleaveland county, to settle with the County Treasurer.

To the Committee on Finance ;

Engrossed House bill to prohibit bathing in Lumber river within certain limits.

To the Committee on Propositions and Grievances ;

Engrossed House bill to amend section 19 of an act concerning Guardian and Ward.

To the Judiciary Committee ;

Engrossed House bill to authorize the Public Treasurer to Pay to the Attorney General such sums of money as may be required to conduct a suit against the Albemarle and Chesapeake Canal Company.

To the Judiciary Committee ;

Engrossed House bill in favor of Hugh B. Guthrie.

To the Committee on Propositions and Grievances ;

Engrossed House bill to authorize the Commissioners of Richmond county to levy a special tax.

To the Committee on Propositions and Grievances ;

Engrossed House bill to authorize the Commissioners of Chowan county to levy a special tax.

To the Committee on Propositions and Grievances ;

Engrossed House bill to empower the County Commissioners of Hyde county to levy a special tax.

To the Committee on Propositions and Grievances ;

Engrossed House bill to incorporate the Wilmington and Carolina Rail Road company.

Rules suspended and placed on the calendar ;

Engrossed House resolution in favor of John Criss, of Macon county.

To the Committee on Claims.

The following bills were read second time and passed:

Senate bill to enable owners of wet lands to drain them;

Senate bill concerning townships in the county of Pitt;

Senate bill to legalize and make valid an election held in the town of Pittsboro', in the county of Chatham, for municipal officers of said town;

Code bill to repeal the law concerning fences in certain townships;

Senate bill to amend section 7, chapter 157, of an act respecting County Treasurers;

Engrossed House resolution instructing the Code Commission, was read and tabled.

Engrossed House resolution in relation to the tariff on Rice and Peanuts was read and,

On motion of Mr. Welker, the word "Rice" was stricken out.

As amended the resolution passed.

Senate resolution reducing *per diem* was taken up.

Mr. Beasley moved to lay the resolution on the table.

The motion to table did not prevail by the following vote:

YEAS—Messrs. Beasley, Burns, Cook, Forkner, Harrington and Hyman—6.

NAYS—Messrs. Barnes, Beall, Beeman, Brogden, Blythe, Davis, Graham, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Long, Love, Martindale, Melchor, Moore of Yancey, McLaughlin, Murphy, Respass, Robbins. Scott, Smith, Sweet, White, Whiteside and Wilson—27.

Mr. Hyman moved an indefinite postponement of the resolution.

The motion prevailed.

Joint resolution allowing actual expenses to the Committee on Investigation into the affairs of the Albemarle and Ches-

peake Canal Company, was read second time and recommitted to the Committee on Claims with instructions.

Senate resolution in relation to witnesses before Investigation Committee was read second time.

Mr. Jones, of Mecklenburg, offered the following amendments, which were adopted, viz: to insert after 1868, "The fees and mileage allowed to witnesses in attendance upon Superior Court, the same being proved by oath before the Auditor of State, or the Clerk of the Superior Court in the counties where they reside." Also, by inserting "*Resolved*, That the Treasurer of State is hereby instructed to pay to Timothy F. Lee, Sheriff of Wake county, the sum of \$13.25, the same being the amount due said Sheriff for service of summons under joint resolutions, ratified December 8th, 1868."

As amended the resolution passed second reading by the following vote:

YEAS—Messrs. Barnes, Beasley, Brogden, Burns, Blythe, Cherry, Colgrove, Davis, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Martindale, Melchor, Moore of Yancey, McLaughlin, Murphy, Respass, Robbins, Scott, Smith, Sweet, Welker, White and Whiteside—28.

NAYS—Messrs. Bellamy, Cook, Long and Love—4.

Senate bill to secure fair trials in courts of justice, was read second time.

Mr. Welker moved to postpone the consideration of the bill until Monday next, at twelve o'clock.

The motion prevailed.

On motion of Mr. Respass, the Senate adjourned.

EVENING SESSION.

The Senate met at seven and a half o'clock,

The President in the Chair.

Senate bill to incorporate the Rail Road Iron Foundry and Manufacturing Company

Passed third reading by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Brogden, Blythe, Cook, Davis, Forkner, Harrington, Hyman, Hawkins, Lassiter, Legg, Martindale, Melchor, Moore of Yancey, Murphy, Scott, Smith, Welker, White and Wilson—22.

NAYS—Messrs. Barnes, Burns, Galloway, Hayes, Love, McLaughlin and Respass—7.

Engrossed House bill to establish a bridge across the French Broad river, in Madison county, in the town of Marshall, styled the Madison Bridge Company,

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Lassiter, Legg, Love, Martin-dale, Melchor, Moore of Yancey, McLaughlin, Murphy, Respass, Scott, Smith, Sweet, Welker, White, Whiteside and Wilson—31.

NAYS—None.

Senate bill to incorporate the Rescne Steam Fire Engine Company, No. 1, of the City of Raleigh,

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy,, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Davis,, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Lassiter, Legg, Long, Martindale, Melchor, Moore of Yancey, McLaughlin, Murphy, Respass, Scott, Smith, Sweet, Welker, White, Whiteside and Wilson—35.

NAYS—Mr. Love—1.

Senate bill to incorporate the Farmers and Mechanics' Life Assurance Association was read third time and,

On motion of Mr. Love, was recommitteed to the Committee on Corporations.

On motion of Mr. White, the rules were suspended, and Engrossed House bill to better protect the fowling interest in the waters of Currituck county, was taken up and Passed second and third readings.

The following is the vote on third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Cook, Davis, Forkner, Graham, Hawkins, Jones of Wake, Lassiter, Legg, Martindale, Melchor, Moore of Yancey, McLaughlin, Murphy, Respass, Scott, Smith, Sweet and White—26.

NAYS—Messrs. Bellamy, Colgrove, Galloway, Hayes, Harrington, Hyman, Long, Love, Robbins, Welker, Whiteside and Wilson—12.

Senate bill to authorize and empower the County Commissioners of Wayne county to collect arrears of taxes due for the year 1867, was read second time.

Mr. Love moved to lay the bill on the table.

Mr. Hyman moved the previous question.

The previous question was ordered.

The bill passed second reading.

Engrossed House bill to authorize the Commissioners of Haywood county to levy a special tax, was read second time.

On motion of Mr. Blythe, the bill was amended by adding as follows :

“ Provided, That the question shall be first approved by a majority of the qualified voters of said county.”

As amended the bill passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Colgrove, Davis, Forkner, Graham,

Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Long, Love, Martindale, Melchor, Moore of Yancey, McLaughlin, Murphy, Respess, Robbins, Scott, Smith, Sweet, Welker, White, Whiteside and Wilson—35.

NAYS—Messrs. Bellamy and Cook—2.

Engrossed House bill to authorize the Board of Commissioners of Warren county to levy a special tax, was read second time.

Mr. Blythe moved to add the following, viz :

“Provided, That the question shall be first submitted to the qualified voters of said county.”

On the adoption of the amendment, the vote stood as follows :

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Blythe, Cherry, Graham, Harrington, Hawkins, Legg, Moore of Yancey, Murphy, Respess, Robbins, Whiteside and Wilson—16.

NAYS—Messrs. Beall, Bellamy, Colgrove, Davis, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Long, Love, Scott, Smith, Welker and White—16.

The President voting in the affirmative, the amendment was adopted.

As amended the bill passed its second reading by the following vote :

YEAS—Messrs. Barnes Beall, Beasley, Beeman, Brogden, Blythe, Cherry, Colgrove, Davis, Forkner, Graham, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Long, Love, Moore of Yancey, Murphy, Respess, Robbins, Scott, Smith, Welker, White, Whiteside and Wilson—29.

NAYS—Messrs. Bellamy, Cook, Galloway and Hayes—4.

Senate bill to allow the County Commissioners of Jones county to levy a special tax

Passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden,

Colgrove, Davis, Forkner, Hyman, Hawkins, Lassiter, Legg, Long, Love, Melchor, Scott, Smith and White—19.

NAYS—Messrs. Bellamy, Blythe, Cherry, Cook, Galloway, Graham, Harrington, Murphy, Respass, Robbins, Whiteside and Wilson—12.

Mr. Galloway moved to adjourn.

Not agreed to.

Engrossed House bill to allow the County Commissioners of Lenoir county to levy a special tax

Passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Cherry, Colgrove, Davis, Forkner, Graham, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Long, Love, Melchor, Moore of Yancey, Respass, Scott, Smith, Welker and White—24.

NAYS—Messrs. Bellamy, Blythe, Cook, Galloway, Murphy, Robbins, Whiteside and Wilson—8.

Mr. Galloway moved to adjourn.

Not agreed to.

Senate bill authorizing the Commissioners of Gaston county to levy a special tax

Passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Colgrove, Davis, Forkner, Graham, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Long, Love, Moore of Yancey, Murphy, Respass, Scott, Smith, Welker and White—23.

NAYS—Messrs. Bellamy, Blythe, Cherry, Cook, Galloway, Harrington, Robbins, Whiteside and Wilson—9.

Senate bill to empower the County Commissioners of Cumberland county to levy a special tax was read second time and amended by striking out "one per cent." and inserting "one-half of one per cent."

As amended the bill passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Colgrove, Davis, Forkner, Harrington, Hyman, Jones

of Wake, Lassiter, Long, Love, Moore of Yancey, Murphy, Respass, Scott, Smith, Welker, White and Wilson—23.

NAYS—Messrs. Bellamy, Cook, Graham, Hawkins and Whiteside—5.

Mr. Galloway moved to adjourn.

Not agreed to.

The following bills passed second reading :

Senate bill to authorize the Sheriff of Burke county to collect arrears of taxes ;

Senate bill to incorporate the People's Building Association;
Engrossed House bill in relation to taking fish from the waters of the North East Branch of the Cape Fear river ;

Senate bill in relation to drawing seines in the waters of Tar river ; and

Senate bill to incorporate the town of Robesonville, in the county of Martin.

On motion of Mr. Smith, the Senate adjourned until to-morrow at 10, A. M.

THURSDAY, FEBRUARY, 10th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Wednesday was read and approved.

The Committee on Internal Improvements reported favorably

Engrossed House bill to incorporate the Lumber River Navigation Company ;

Also, Senate bill to amend the charter of the Louisburg Branch of the Wilmington and Weldon Rail Road.

The Committee on Finance reported favorably

Engrossed House bill to prescribe the time for Sheriffs to settle their county taxes ;

Engrossed House bill to authorize the county of Craven to issue bonds for the purpose of paying the present indebtedness of said county ; and

Senate bill to protect the interest of the State as a stockholder in the North Carolina Rail Road Company.

The following notices of bills were given :

By Mr. Beeman, of a bill in relation to debts contracted during the war ;

By Mr. Robbins, of a bill forbidding the sale of reversionary interest in homestead ;

By Mr. Scott, of a bill to empower the Probate Judges to amend the records in certain cases ;

Also, of a bill to authorize the County Commissioners of Onslow county to levy a special tax for certain purposes ;

By Mr. Bellamy, of a bill to incorporate the Tarboro' Street Railway Company ;

By Mr. Beall, of a bill concerning town lots in the town of Lenoir ;

By Mr. Welker, of a bill to prohibit the sale of spirituous liquors within three miles of the Lindsey and Guilford Mine, in Guilford county ;

By Mr. Graham, of a bill in relation to execution of process in cases where Sheriffs are interested ;

Also, of a bill to amend section 283, title XII, of the Code of Civil Procedure.

The following bills were introduced, read first time and referred as stated, viz :

By Mr. Barnes, a bill to punish the stealing of cotton.

To the Judiciary Committee ;

By Mr. Moore, of Carteret, a bill to allow the Commissioners of Carteret county to levy a special tax.

To the Committee on Finance ;

By Mr. Burns, a bill concerning Rail Roads of North Carolina.

To the Committee on Internal Improvements ;

By Mr. Jones, of Wake, a bill to protect *bona fide* conveyances of land in certain cases.

To the Judiciary Committee ;

By Mr. Blythe, a bill to authorize the Superintendent of Public Works to sell vacant lots in the City of Raleigh belonging to the State.

To the Committee on Education ;

Mr. Galloway introduced a resolution in favor of the Reporters of both Houses.

Read first time and referred to the Committee on Propositions and Grievances.

Mr. Forkner introduced a resolution limiting debate on public bills.

On motion of Mr. Robbins, the words "unanimous consent" were stricken out, and "a majority of the Senate" inserted.

On motion of Mr. Scott, "ten" was stricken out and "thirty" inserted.

As amended, the resolution, on motion of Mr. Forkner, was laid on the table.

The special order being the consideration, on third reading, of Senate bill to amend section 9, chapter 68, of the Revised Code,

The same was taken up.

Mr. Jones, of Mecklenburg, moved to strike out all after the word "daughter," section 1st, line 14, down to and including the word "grandson" line 20.

The amendment was adopted by the following vote :

YEAS—Messrs. Barnes, Beeman, Brogden, Blythe, Cherry, Eppes, Galloway, Harrington, Hawkins, Jones of Mecklenburg, Legg, Martindale, Melchor, Moore of Yancey, McLaughlin, Robbins, Scott, Smith and Wilson—19.

NAYS—Messrs. Beall, Beasley, Bellamy, Burns, Flythe, Forkner, Lassiter, Long, Love, Mason, Murphy, Shoffner, Sweet, Welker, White and Whiteside—16.

Mr. Galloway moved to amend by adding as follows :

“*Provided*, That this act shall not be construed to be retrospective, and any minister or justice of the peace violating the provisions of this act shall be fined and imprisoned at the discretion of the court.”

The amendment was rejected.

Mr. Beall moved to amend by adding as follows :

“This act shall be in force from and after July 1st, 1870.”

The amendment was rejected.

Mr. Jones, of Mecklenburg, moved to amend by adding as follows :

“This act shall take effect from the 1st day of January, 1871.”

The amendment was adopted.

Mr. Blythe moved to strike out that portion in relation to “Persons going out of the State.” Not agreed to.

The bill, as amended, failed to pass its third reading by the following vote :

YEAS—Messrs. Beall, Beasley, Bellamy, Burns, Flythe, Lassiter, Long, Love, Mason, Murphy, Respass, Shoffner, Welker and White—14.

NAYS—Messrs. Barnes, Beeman, Brogden, Blythe, Cherry, Eppes, Galloway, Graham, Harrington, Hawkins, Jones of Mecklenburg, Legg, Martindale, Melchor, Moore of Yancey, McLaughlin, Robbins, Scott, Smith, Whiteside and Wilson—21.

Leave of absence was granted Mr. Welker for Saturday next.

Mr. Flythe was allowed to record his vote in the affirmative on the passage of

Senate bill in relation to bonds issued to rail roads during the session of 1868-’69.

A message was received from the House of Representatives

announcing the concurrence of that body in Senate amendment to

Joint resolutions in relation to Rice and Pea Nuts.

The House of Representatives transmitted

Engrossed House bill in favor of the children of Lee M. McAfee and Adelaide W. W. McAfee.

The rules were suspended and the bill passed its several readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Cherry, Eppes, Flythe, Graham, Harrington, Hawkins, Jones of Mecklenburg, Lassiter, Legg, Love, Mason, Martindale, Melchor, Robbins, Shoffner, Smith, Welker, White and Whiteside—25.

NAYS—Messrs. McLaughlin and Respass—2.

Senate bill to enable owners of wet lands to drain them

Passed third reading by the following vote:

YEAS—Messrs. Beall, Beasley, Brogden, Burns, Blythe, Cherry, Eppes, Flythe, Forkner, Hawkins, Lassiter, Legg, Love, Mason, Martindale, Melchor, McLaughlin, Murphy, Respass, Robbins, Scott, Shoffner, Smith, Welker, White and Wilson—25.

NAYS—Mr. Harrington—1.

On motion of Mr. Welker, the vote by which the Senate passed on third reading engrossed House bill in favor of the children of Lee M. McAfee and Adelaide W. McAfee, was reconsidered.

Mr. McLaughlin moved to refer the bill to the Judiciary Committee.

The motion did not prevail,

When the bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Beasley, Brogden, Burns, Blythe, Cherry, Flythe, Graham, Harrington, Hawkins, Jones of Mecklenburg, Love, Mason, Martindale, Melchor, Murphy, Robbins, Scott, Shoffner, Whiteside and Wilson—21.

NAYS—Messrs. Bellamy, Forkner, Lassiter, Legg, Long,

Moore of Yancey, McLaughlin, Respass, Welker and White—10.

Senate bill concerning Townships in the county of Pitt

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cherry, Flythe, Forkner, Harrington, Hawkins, Jones of Mecklenburg, Lassiter, Legg, Long, Love, Mason, Martindale, Melchor, Moore of Yancey, McLaughlin, Murphy, Respass, Scott, Welker, White, Whiteside and Wilson—29.

NAYS—None.

Senate bill to amend section 7, chapter 157, of an act respecting County Treasurer

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cherry, Eppes, Flythe, Forkner, Harrington, Hawkins, Jones of Mecklenburg, Lassiter, Legg, Long, Love, Mason, Martindale, Melchor, Moore of Yancey, McLaughlin, Murphy, Respass, Scott, Shoffner, Smith, Sweet, Welker, White, Whiteside and Wilson—34.

NAYS—None.

Senate bill to legalize and make valid an election held in the town of Pittsboro', in the county of Chatham, for municipal officers of said town,

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cherry, Eppes, Flythe, Forkner, Harrington, Hawkins, Jones of Mecklenburg, Lassiter, Legg, Long, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Murphy, Respass, Scott, Smith, Sweet, Welker, White and Wilson—30.

NAYS—Mr. Shoffner—1.

Senate bill to repeal the law concerning fences in certain townships, was read third time, and

On motion of Mr. Jones, of Mecklenburg, was postponed until Tuesday next.

Engrossed House bill authorizing the transfer of County

Charities to the Boards of Commissioners of counties, was read second time.

The substitute offered by the Judiciary Committee was adopted.

The bill, as amended by the adoption of the substitute, passed second reading.

Senate bill to appropriate certain lands to the Board of Education for the use of common schools was read second time.

The amendments offered by the Judiciary Committee were adopted.

Mr. Barnes moved an indefinite postponement of the bill.

The motion prevailed by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden, Burns, Harrington, Hawkins, Jones of Mecklenburg, Long, Love, Mason, Melchor, Moore of Yancey, Murphy, Robbins, Scott, Shoffner, Smith, Whiteside and Wilson—21.

NAYS—Messrs. Blythe, Cherry, Cook, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Lassiter, Moore of Carteret, Respass, Welker and White—14.

On motion of Mr. Murphy, the Senate adjourned until to-morrow at 10, A. M.

FRIDAY, FEBRUARY 11th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Thursday was read and approved.

The Committee on Internal Improvements reported, with amendments,

Senate bill concerning rail roads of North Carolina.

The Judiciary Committee reported unfavorably the following bills :

Senate bill to repeal sections 13, 14, 15 and 16, chapter, 2 of the Revised Code ;

Engrossed House bill to amend section 4, chapter 127, of the laws of 1868-'69 ;

Senate bill in relation to convicts ;

Senate bill in relation to Probate Judges.

And favorably

Engrossed House bill to punish persons for violating the town laws of Salem ; and

Senate bill to incorporate the Hebrew Cemetery in the county of Wake.

The Committee asked to be discharged from the further consideration of the following bills :

Senate bill to repeal an act to amend section 1, chapter 93, of the Revised Code ;

Senate bill to repeal an act to protect sheriffs in the sale of land for taxes, ratified April 12th, 1869 ;

Engrossed House bill to amend chapter 270, of the public laws of North Carolina.

The report of the Committee was concurred in.

The same Committee reported the following bills and asked their reference as stated :

Engrossed House bill to repeal chapter 123 of the laws of North Carolina, passed at the session of 1866-'67.

To the Committee on Roads ;

Senate bill to repeal section 13, chapter 102, of the Revised Code.

To the Committee on Salaries and Fees.

The report of the Committee was concurred in, and the bills so referred.

The Committee on Internal Improvements reported favorably Senate bill to authorize the Williamston and Tarboro' Rail Road Company to issue first mortgage bonds.

The Committee on Finance reported favorably

Engrossed House bill to fix the compensation of the County

Treasurers of Rutherford, Wilson and Perquimans counties ; and, with an amendment,

Engrossed House bill to authorize the County Commissioners of Burke county to levy a special tax.

The Judiciary Committee reported a substitute for

Senate bill to protect married women against violence of brutal husbands.

The Committee on Claims reported, with amendments,

Senate resolutions allowing actual expenses to the Committee to investigate the affairs of the Albemarle and Chesapeake Canal Company.

The Judiciary Committee reported favorably the following bills :

Senate bill relating to appeals ;

Senate bill for the furtherance of justice and the correction and revisal of errors ;

Engrossed House bill granting the consent of the State of North Carolina to the purchase by the United States of certain lands, for the purpose of erecting thereon a building for the Custom House, &c., in the city of Wilmington ;

Also, engrossed House bill in regard to probate of deeds by *feme coverts* during the late war.

The Committee on Propositions and Grievances reported favorably the following bills :

Engrossed House bill to authorize the Commissioners of Chowan County to levy a special tax ;

Engrossed House bill to authorize the Sheriff of Yadkin county to collect arrears of taxes ;

Senate bill to prevent the felling of trees and placing other obstructions into the waters of Mill creek, between Bentonsville and Nense river, in the county of Johnston ;

Engrossed House bill to empower the County Commissioners of Hyde county to levy a special tax ;

Engrossed House resolution concerning absent members of the Legislature ;

Engrossed House bill to authorize the Commissioners of Richmond county to levy a special tax.

The Committee reported unfavorably the following bills :

Senate bill to authorize Isaac Aldridge, former Sheriff of Henderson county, to collect arrears of taxes ;

Engrossed House bill to prohibit bathing in Lumber river within certain limits ;

Engrossed House bill to prohibit the sale of intoxicating liquors within three miles of Ashpole Presbyterian Church, in the county of Robeson.

The Committee asked the reference of

Senate bill for the relief of E. D. Davis to the Committee on Claims.

Concurred in.

The Committee also reported, without recommendation, Engrossed House bill in favor of Hugh B. Guthrie.

The following notices of bills were given :

By Mr. Graham, of a bill in relation to probate deeds of non-residents ;

By Mr. Wilson, of a bill to incorporate the Union Rail Road Company ;

By Mr. Murphy, of a bill authorizing the Commissioners of Samson county to levy a special tax ;

By Mr. Whiteside, of a bill requiring Clerks of the Superior Courts and Judges of Probate to advertise fee bill.

The following bills were introduced, read first time and referred as stated :

By Mr. Graham, a bill in relation to execution of process in cases where Sheriffs are interested.

To the Judiciary Committee ;

By Mr. Beall, a bill to authorize and empower the late Chairman of the County Court of Caldwell county to execute deeds to certain lots in the town of Lenoir in said county.

To the Judiciary Committee ;

By Mr. Smith, a bill to authorize the County Commissioners of Wilkes county to levy a special tax.

To the Committee on Roads ;

By Mr. Bellamy, a bill to incorporate the Tarboro' Street Railway Company.

To the Committee on Corporations ;

By Mr. Welker, a bill respecting the Guilford Mine.

To the Committee on Propositions and Grievances.

A message was received from the House of Representatives, announcing their concurrence in Senate bill to abolish the office of State Printer.

Mr. Sweet moved a suspension of the rules to put on its second and third readings Senate bill to protect the interests of the State in the North Carolina Rail Road Company.

Agreed to by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Blythe, Cherry, Colgrove, Cook, Eppes, Flythe, Forkner, Galloway, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Mecklenburg, Lassiter, Legg, Love, Mason, Martindale, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Robbins, Smith, Sweet, White, White-side and Wilson—35.

NAYS—Messrs. Graham, Jones of Wake, Long, Melchor, Shoffner and Welker—6.

The bill was read second time.

Mr. Jones, of Mecklenburg, moved to strike out the word "instructed," in section 1, line 6.

The amendment was rejected.

Mr. Sweet moved to amend by inserting after the word "meeting" in section 1, as follows, viz: "or in any other meeting of said Board that may be called in the usual manner within said ten days."

The amendment was adopted.

Mr. Love moved to strike out the preamble.

The motion prevailed by the following vote :

YEAS—Messrs. Beall, Beasley, Bellamy, Davis, Graham, Hawkins, Jones of Mecklenburg, Lassiter, Long, Love, Melchor,

Moore of Yancey, Murphy, Richardson, Respass, Shoffner, Smith, White, Whiteside and Wilson—20.

NAYS—Messrs. Barnes, Beeman, Brogden, Blythe, Colgrove, Eppes, Flythe, Galloway, Hayes, Harrington, Hyman, Legg, Mason, Martindale, Moore of Carteret, Robbins and Sweet—17.

Mr. Jones, of Wake, moved to amend section 1 by inserting after the word “earnings” the following words, viz: “to the improvement of the road and the extinguishment of the debt of the Company.”

The amendment was rejected by the following vote:

YEAS—Messrs. Graham, Hawkins, Jones of Wake, Long and Shoffner—5.

NAYS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Blythe, Cherry, Colgrove, Cook, Davis, Eppes, Flythe, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Mecklenburg, Lassiter, Legg, Love, Martindale, Mason, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Robbins, Sweet, White, Whiteside and Wilson—35.

Mr. Love, offered the following amendment as a new section:

“That if any one or more of said Directors wilfully refuse or neglect to obey the instruction herein given, then the Governor is hereby authorized and requested to remove such Director or Directors without delay.”

The amendment was adopted by the following vote:

YEAS—Messrs. Barnes, Beeman, Brogden, Blythe, Colgrove, Davis, Flythe, Galloway, Hayes, Harrington, Hyman, Legg, Love, Mason, Martindale, Moore of Carteret, Moore of Yancey, Respass, Robbins, Smith, Sweet and Wilson—22.

NAYS—Messrs. Beasley, Bellamy, Eppes, Graham, Hawkins, Jones of Mecklenburg, Lassiter, Long, Melchor, Murphy, Richardson, Scott, Shoffner and White—14.

Mr. Sweet moved to amend as follows: strike out in section

1 the words: "of said surplus earnings," and add to the section as follows: "The surplus earnings of said company for the year last past, said surplus earnings shall not be diverted to the payment of debts not due."

On motion of Mr. Sweet, the previous question was ordered.

The amendment of Mr. Sweet was adopted.

As amended, the bill passed second and third readings, and was transmitted to the House of Representatives.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Blythe, Cherry, Colgrove, Eppes, Flythe, Forkner, Hayes, Harrington, Hyman, Jones of Mecklenburg, Lassiter, Legg, Love, Mason, Martindale, Moore of Carteret, Murphy, Richardson, Respass, Robbins, Smith, Sweet, Whiteside and Wilson—28.

NAYS—Messrs. Beall, Bellamy, Cook, Galloway, Graham, Hawkins, Long, Melchor, Moore of Yancey, Scott, Shoffner and White—12.

Mr. Brogden moved a suspension of the rules to put on its passage

Senate bill to suspend the first six sections of the Revised Code, and title XI of the Code of Civil Procedure.

The motion prevailed by the following vote:

YEAS—Messrs. Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Davis, Eppes, Flythe, Forkner, Galloway, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Mason, Melchor, Moore of Yancey, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Sweet and Welker—30.

NAYS—Messrs. Barnes, Beall, Bellamy, Graham, Hayes, Jones of Mecklenburg, Long, Love, Moore of Carteret, White, Whiteside and Wilson—12.

On motion of Mr. Graham, the Senate adjourned.

EVENING SESSION.

The Senate met at seven and a half o'clock,
The President in the Chair.

Senate bill to incorporate the People's Building Association
Passed third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Davis, Eppes, Flythe, Forkner, Galloway, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Love, Mason, Martindale, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, Sweet, White, Whiteside and Wilson—39.

NAYS—Messrs. Hayes, Jones of Columbus, Long and Welker—4.

Mr. Love moved a suspension of the rules to introduce a resolution.

The motion did not prevail by the following vote:

YEAS—Messrs. Barnes, Beasley, Bellamy, Burns, Blythe, Cherry, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Long, Love, Mason, Moore of Carteret, Moore of Yancey and Richardson—17.

NAYS—Messrs. Beall, Beeman, Brogden, Colgrove, Cook, Davis, Eppes, Flythe, Forkner, Graham, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Martindale, Murphy, Respass, Robbins, Shoffner, Welker, White, Whiteside and Wilson—23.

Mr. Galloway moved a suspension of the rules to take up a bill and put it on its passage.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Davis, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Long, Love, Mason, Martindale,

Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, Sweet, Welker, White, Whiteside and Wilson—42.

NAYS—Mr. Beall—1.

Senate bill to incorporate the Hebrew Cemetery Association was taken up and

Passed second and third readings.

The following is the vote on its third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Davis, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Love, Mason, Martindale, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, Sweet, Welker, White, Whiteside and Wilson—41.

NAYS—None.

On motion of Mr. Welker, the rules were suspended and Senate bill to incorporate the North Carolina Central Iron Company

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cherry, Cook, Eppes, Flythe, Forkner, Galloway, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Long, Love, Martindale, Moore of Carteret, Moore of Yancey, Richardson, Respass, Robbins, Scott, Shoffner, Sweet, Welker, White, Whiteside and Wilson—36.

NAYS—Messrs. Colgrove and Jones of Columbus—2.

On motion of Mr. Jones, of Wake, the vote by which Senate bill to incorporate the Hebrew Cemetery Association passed second and third readings was reconsidered.

On motion of Mr. Respass, the Senate adjourned until tomorrow at 10, A. M.

SATURDAY, FEBRUARY 12th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Friday was read and approved.

The Committee on Finance reported favorably

Engrossed House bill to provide for the levying of a special tax in the county of Perquimans;

Also, engrossed House bill to authorize the Sheriff of Cleveland county to collect arrears of taxes.

The Committee on Corporations reported favorably the following bills, viz:

Senate bill to incorporate the town of Black creek, in Wilson county;

Senate bill to incorporate the Louisburg Co-operative Land and Building Association;

Senate bill to establish the Hebrew Cemetery Company, in the county of Wake;

Engrossed House bill to incorporate Carey Lodge, No. 198, Ancient York Masons, located at Carey, in the county of Wake.

The same Committee reported, with amendments,

Engrossed House bill to amend an act to incorporate the Cape Fear Agricultural Association;

Also reported a substitute for Senate bill to establish a Company of Pawnbrokers in North Carolina.

The same Committee reported favorably the following bills:

Engrossed House bill to incorporate the Edgcombe Masonic Building Association, and

Engrossed House bill to incorporate the Society for the relief of the preachers of the Virginia Conference, M. E. Church South, and their families, their widows and orphans.

The same Committee reported back to the Senate,

Engrossed House bill to incorporate the Edenton and Nor-

folk Rail Road Company, and asked that it be referred to the Committee on Internal Improvements.

The report was concurred in and the bill so referred.

Mr. Love introduced a resolution amending the rules of order.

Laid over.

Senate bill to incorporate the Georgetown and Charlotte Rail Road Company

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Eppes, Flythe, Forkner, Galloway, Harrington, Hyman, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, White and Whiteside—39.

NAYS—None.

Engrossed House bill to empower the Commissioners of Cumberland county to levy a special tax

Passed third reading by the following vote :

YEAS—Messrs. Beasley, Beeman, Brogden, Burns, Cherry, Colgrove, Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Love, Martindale, Melchor, Moore of Yancey, Murphy, Richardson, Respass, Scott, Shoffner, Smith, Stephens, Sweet, Welker and White—29.

NAYS—Messrs. Barnes, Bellamy, Blythe, Cook, Flythe, Long, Moore of Carteret, Robbins, Whiteside and Wilson—10.

Senate bill to authorize the Commissioners of Gaston County to levy a special tax

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Cherry, Colgrove Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Mecklenburg, Lassiter, Legg, Love, Martindale, Melchor, Moore of Yancey, Mnrphy, Richardson, Scott, Smith, Stephens, Sweet and White—27.

NAYS—Messrs. Bellamy, Blythe, Cook, Flythe, Graham,

Long, Moore of Carteret, Robbins, Shoffner, Whiteside and Wilson—11.

Engrossed House bill in relation to taking fish from the waters of the North East Branch of the Cape Fear River

Passed third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Flythe, Forkner, Harrington, Hyman, Jones of Mecklenburg, Jones, of Wake, Lassiter, Legg, Long, Love, Melchor, Moore of Yancey, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Sweet, White, Whiteside and Wilson—33.

NAYS—Messrs. Beasley, Eppes, Galloway and Moore of Carteret—4.

Engrossed House bill to authorize the Commissioners of Haywood county to levy a special tax

Passed third reading, amended by striking out the clause submitting it to the vote of the people, by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Cherry, Colgrove, Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Love, Melchor, Moore of Yancey, Murphy, Richardson, Scott, Shoffner, Sweet, White and Whiteside—27.

NAYS—Messrs. Bellamy, Blythe, Cook, Flythe, Long, Moore of Carteret, Respass, Robbins and Wilson—9.

Engrossed House bill to authorize the Board of Commissioners of Warren county to levy a special tax

Passed third reading, amended by striking out the clause submitting it to a vote of the people, by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Cherry, Colgrove, Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Wake, Legg, Love, Melchor, Murphy, Richardson, Scott, Smith, Sweet, White and Whiteside—24.

NAYS—Messrs. Bellamy, Blythe, Cook, Flythe, Long, Moore of Carteret, Respass, Robbins and Wilson—9.

Senate bill to authorize the County Commissioners of Wayne county to collect arrears of taxes due for the year 1867

Passed third reading amended by striking out the preamble.

The following is the vote :

YEAS—Messrs. Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Mecklenburg, Lassiter, Legg, Long, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Scott, Shoffner, Smith, Stephens, Sweet, White and Whiteside—31.

NAYS—Messrs. Barnes, Cook, Jones of Columbus, Love and Robbins—5.

Mr. Forkner moved a suspension of the rules to take up engrossed House bill for the relief of sheriffs and collectors of the several counties of the State.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Eppes, Forkner, Galloway, Hyman, Jones of Wake, Lassiter, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Robbins, Scott, Sweet, White, Whiteside and Wilson—27.

NAYS—Messrs. Bellamy, Colgrove, Cook, Harrington, Jones of Columbus, Jones of Mecklenburg, Respass, Shoffner, Smith and Stephens—10.

Engrossed House bill for the relief of sheriffs and collectors of the several counties of the State was taken up and read second time.

Mr. Love moved to amend section 1st, line 12, by striking out the word "and" and inserting the words "or believes said taxes to have been paid, or."

The amendment was rejected.

Mr. Love offered the following as a new section, viz :

"If any Sheriff or Tax Collector fail or refuse to execute a new bond, as provided in section one above for the collection of arrears of taxes, the County Commissioners of any county shall, upon the application of a majority of the sureties of any such Sheriff or Tax Collector, appoint their nominee to collect

such arrears, who shall, upon filing necessary bonds, have the same authority as is given to Sheriffs and Tax Collectors: *Provided*, Nothing herein shall be construed to operate to relieve any Sheriff or Tax Collector from his liability to pay either State or County Taxes as now provided for by law."

The amendment was adopted.

Mr. Brogden offered the following additional provision, viz :

"*Provided further*, That no Executor, Administrator, Guardian, Trustee or Agent shall be compelled to pay the taxes claimed of those he represents who will make oath that he or they do verily believe that said taxes have been paid for the year 1867 or 1868."

The amendment was adopted.

As amended, the bill failed to pass second reading by the following vote :

YEAS—Messrs. Barnes, Beasley, Brogden, Flythe, Forkner, Galloway, Jones of Wake, Lindsay, Melchor, Murphy, Richardson, Scott, Sweet and White—14.

NAYS—Messrs. Beall, Beeman, Bellamy, Blythe, Cherry, Colgrove, Cook, Eppes, Harrington, Hyman, Jones of Columbus, Jones of Mecklenburg, Lassiter, Legg, Long, Love, Martindale, Moore of Carteret, Moore of Yancey, Respass, Robbins, Shoffner, Smith, Stephens and Whiteside—25.

Mr. Love moved to reconsider the vote just taken.

The motion to reconsider was tabled by the following vote :

YEAS—Messrs. Beeman, Bellamy, Blythe, Cherry, Colgrove, Cook, Eppes, Harrington, Hyman, Jones of Columbus, Jones of Mecklenburg, Legg, Long, Martindale, Moore of Carteret, Moore of Yancey, Respass, Robbins, Shoffner, Smith, Stephens, Whiteside and Wilson—23.

NAYS—Messrs. Barnes, Beall, Beasley, Brogden, Flythe, Forkner, Galloway, Jones of Wake, Lassiter, Lindsay, Love, Melchor, Murphy, Richardson, Scott, Sweet and White—17.

Senate bill to allow the County Commissioners of Jones county to levy a special tax

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Burns, Cherry, Colgrove, Eppes, Hyman, Jones of Wake, Lassiter, Legg, Martindale, Melchor, Richardson, Respass, Scott and Smith—18.

NAYS—Messrs. Beasley, Bellamy, Blythe, Cook, Flythe, Galloway, Graham, Harrington, Long, Love, Moore of Carteret, Murphy, Robbins, White, Whiteside and Wilson—16.

Engrossed House bill to allow the County Commissioners of Lenoir county to levy a special tax

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Colgrove, Eppes, Graham, Hyman, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Martindale, Melchor, Richardson, Scott, Shoffner, Smith, Stephens, Whiteside and Wilson—21.

NAYS—Messrs. Beasley, Bellamy, Burns, Blythe, Cook, Flythe, Galloway, Harrington, Long, Love, Moore of Carteret, Murphy, Respass and White—14.

Senate bill to authorize the Sheriff of Burke county to collect arrears of taxes was read third time and,

On motion of Mr. Love, was indefinitely postponed by the following vote :

YEAS—Messrs. Barnes, Beasley, Bellamy, Burns, Blythe, Colgrove, Cook, Flythe, Legg, Lindsay, Long, Love, Moore of Carteret, Murphy, Stephens, White and Wilson—17.

NAYS—Messrs. Beall, Beeman, Brogden, Cherry, Eppes, Harrington, Hyman, Jones of Wake, Lassiter, Melchor, Moore of Yancey, Richardson, Respass, Scott, Smith and Whiteside—16.

Senate bill in relation to drawing seines in the waters of Tar river was read third time.

On motion of Mr. Respass the bill was amended as follows, viz : In section 1, line 4, strike out after the word " the " the following words : " Mouth of said river," and insert " bridge

at Washington;" in section 1, line 5, insert after the word "factory," as follows, viz: "or from the mouth of Tranter's creek to the Myers' mills, on the said creek;" also, strike out in section 4 the word "February" and insert "March."

As amended the bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Bellamy, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Flythe, Forkner, Graham, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Love, Melchor, Moore of Carteret, Murphy, Respass, Scott, Shoffner, White, Whiteside and Wilson—26.

NAYS—Messrs. Eppes, Hyman, Jones of Columbus and Moore of Yancey—4.

Senate bill to incorporate the town of Robersonville, in the county of Martin,

Passed third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Cherry, Cook, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, White, Whiteside and Wilson—34.

NAYS—Messrs. Jones of Columbus, Long and Love—3.

Mr. White moved a suspension of the rules to take up a bill.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cook, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Robbins, Scott, Shoffner, White, Whiteside and Wilson—32.

NAYS—Messrs. Bellamy and Long—2.

Engrossed House bill to incorporate the society for the relief of the preachers of the Virginia Conference, M. E.

Church South and their families, their widows and orphans, was taken up,

Read second time and passed, and was read third time, after considerable discussion.

Mr. Jones, of Wake, moved the previous question.

The motion for the previous question prevailed,

When the bill passed its third and final reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Colgrove, Cook, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Richardson, Robbins, Scott, Shoffner, White, Whiteside and Wilson—29.

NAYS—Messrs. Bellamy, Lindsay, Long, Love, Respass and Smith—6.

Senate bill to establish the Hebrew Cemetery of the county of Wake

Passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Richardson, Respass, Robbins, Scott, Shoffner, Smith, White, Whiteside and Wilson—37.

NAYS—None.

Mr. Long moved a reconsideration of the vote by which the Senate rejected on third reading

Senate bill to authorize the Sheriff of Burke county to collect arrears of taxes.

On motion of Mr. Respass, the Senate adjourned until Monday at 10, A. M.

MONDAY, FEBRUARY 14th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Saturday was read and approved.

Mr. Welker, for the special committee to whom was referred Senate bill to provide for calling a Convention of the people of North Carolina,

Presented a majority report, recommending that the bill do not pass.

Mr. Robbins presented a minority report from the same committee.

Mr. Scott moved that the reports of the Committees on the call of a Constitutional Convention be published by some printing establishment to be selected by the Clerk of the Senate, and five copies of each report be furnished to each Senator.

Mr. Whiteside moved to strike out "five" and insert "two."
Adopted.

Mr. Colgrove moved that the reports be printed at the Standard office.

Not agreed to.

The motion to print was rejected by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Cherry, Flythe, Galloway, Graham, Harrington, Hawkins, Jones of Mecklenburg, Lindsay, Love, Melchor, Murphy, Richardson, Scott and Whiteside—17.

NAYS—Messrs. Beasley, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Hyman, Jones of Columbus, Jones of Wake, Legg, Martindale, Moore of Yancey, Respess, Shoffner, Smith, Stephens, Welker and White—20.

Mr. Welker gave notice of a bill to charter a Rail Road from Greensboro' to the Gulf, in Chatham county ;

Mr. Flythe, of a bill to levy a special tax for the county of Northampton ;

Mr. Stephens, of a bill to empower the foremen of Grand Juries to administer oaths to witnesses before the Grand Juries of this State;

Also, of a bill to amend section 27, chapter 162, of the public laws of 1868-'69, by striking out "sixty" and inserting "ten;"

Mr. Shoffner, of a bill to amend section 2 of chapter 118 of the laws of 1868-'69;

Mr. Jones, of Wake, of a bill to enable the Commissioners of Wake county to issue bonds for certain purposes;

Mr. Barnes, of a bill to allow the Sheriff of Nash county to collect arrears of taxes;

Mr. Richardson, of a bill to incorporate the Eagle Gold Mining and Manufacturing Company;

Mr. Beasley, of a bill to allow the Sheriffs and Tax Collectors to collect arrears of taxes for 1867-'68;

Mr. Richardson, of a bill to empower the County Commissioners of Richmond county to levy a special tax.

The following bills were introduced, read first time, and referred as stated, viz:

By Mr. Cook, a bill to amend chapter 90, laws of 1868-'69.

To the Judiciary Committee;

Also, a bill to make certain portions of Neuse river a lawful fence in the county of Johnston.

To the Committee on Agriculture;

By Mr. Eppes, a bill for the relief of the Sheriff of Halifax county.

To the Committee on Propositions and Grievances;

By Mr. Martindale, a bill to amend an act to provide for the erection of a Penitentiary.

To the Committee on Public Buildings,

Leave of absence was granted Mr. Wilson for four days.

The following resolutions were introduced:

By Mr. Moore, of Yancey, a resolution in relation to adjournment.

Laid over;

By Mr. Welker, a resolution on printing.

Laid over;

By Mr. Blythe, a resolution in relation to printing.

Laid over.

By Mr. Robbins, a resolution in relation to printing.

Laid over;

Mr. Love, a resolution asking further information from the Auditor of State.

The resolution was adopted by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cherry, Colgrove, Flythe, Forkner, Graham, Harrington, Hawkins, Jones of Columbus, Jones of Mecklenburg, Lindsay, Long, Love, Melchor, Murphy, Richardson, Robbins, Scott, Shoffner, Welker, White and White-side—29.

NAYS—Messrs. Cook, Galloway, Hayes, Hyman and Stephens—5.

On motion of Mr. Forkner, the motion to reconsider the vote by which the Senate postponed indefinitely Code bill entitled "Roads, Bridges and Ferries," was postponed until Wednesday next at 12 o'clock.

A message was received from the House of Representatives, notifying the Senate of their concurrence in the following bills, viz :

Senate bill in aid of investigation ordered by the Senate into the affairs of certain Rail Roads; and

Senate bill to legalize certain official acts of the late County Courts.

The unfinished business being the consideration of Senate bill to suspend the first six sections of the Revised Code and title XI of the Code of Civil Procedure, the same was taken up.

Mr. Graham moved the consideration of the bill be postponed until to-morrow at 12 o'clock.

The motion did not prevail by the following vote :

YEAS—Messrs. Barnes, Colgrove, Cook, Galloway, Graham, Hayes, Jones of Mecklenburg, Lindsay, Long, Love, Martin-

dale, Melchor, Moore of Carteret, Murphy, White and Whiteside—16.

NAYS—Messrs. Beall, Beasley, Beeman, Brogden, Burns, Blythe, Eppes, Forkner, Harrington, Hyman, Hawkins, Jones of Columbus, Legg, Richardson, Robbins, Scott, Shoffner and Smith—18.

The bill was read second time and,

On motion of Mr. Stephens, was indefinitely postponed.

The hour of the special order having arrived,

Senate bill to repeal certain acts passed at the session of 1868-'69, making appropriations to Rail Road Companies, was taken up.

The question was on the adoption of the substitute offered by Mr. Cook.

After considerable discussion,

Mr. Cook moved that the Senate take a recess until 7½ o'clock this P. M.

The motion prevailed by the following vote :

YEAS—Messrs. Blythe, Cook, Eppes, Flythe, Forkner, Hayes, Hyman, Hawkins, Jones of Columbus, Jones of Mecklenburg, Legg, Lindsay, Long, Love, Martindale, Moore of Carteret, Richardson, Respass, Robbins, Shoffner, Smith, Stephens and White—23.

NAYS—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden, Burns, Cherry, Colgrove, Graham, Harrington, Melchor, Moore of Yancey, Murphy, Scott, Welker and Whiteside—16.

The President ratified the following bills and resolutions, viz :

A bill to authorize the Sheriff of Washington county to collect arrears of taxes ;

A bill to incorporate Junaluska Lodge, No. 145, Ancient York Masons, at Franklin, N. C. ;

A bill to amend an act relative to the issuing of bonds for the county of Jackson ;

Joint resolution for the relief of Thos. F. Baxter, Sheriff of Currituck county ;

A bill to incorporate Watauga Lodge, No. 293, Ancient York Masons ;

A bill to repeal an act amendatory of the act to incorporate the Western North Carolina Rail Road Company, ratified February 15th, 1855, and of all acts amendatory thereof ;

Joint resolutions in regard to an act to provide for a system of public instruction, passed at the session of 1868-'69 ;

A bill to authorize George W. Wynne, former tax collector of Hertford county, to collect arrears of taxes for the year 1867 ;

A bill to incorporate Catawba Lodge, No. 248, A. M. F., at Newton, in Catawba county ;

A bill authorizing the Commissioners of Craven county to levy a special tax for the purpose of building bridges across the Neuse and Trent rivers ;

Joint resolutions in relation to the tariff on pea-nuts ;

Senate resolution concerning the detective force ;

Senate resolution concerning the Executive Mansion ;

Senate resolution concerning Capitol Square ;

A bill to change the title of an act to incorporate the Wilmington Life Insurance Company, ratified February 26, 1869, and to amend said act of incorporation ;

A bill to authorize the construction of a bridge across French Broad river, at or near Marshall ;

A bill to amend section 1 of a resolution authorizing the Secretary of State to furnish members with copies of laws ;

A bill to better protect the fowling interest in the waters of Currituck county ;

A bill in favor of the children of Lee M. McAfee and Adelaide W. McAfee ;

A bill to abolish the office of State Printer.

The above bills and resolutions were transmitted by the Secretary of the Senate to the Secretary of State.

Leave of absence was granted Mr. Beeman from and after to-morrow until Wednesday week.

EVENING SESSION.

The Senate met at 7½ o'clock,

The President in the Chair.

The unfinished business being the consideration of

Senate bill to repeal certain acts passed at the session of 1868-'69, making appropriations to Rail Road Companies, the same was taken up.

Mr. Lindsay moved to amend the substitute by striking out section 2 and inserting section 5 of the original bill.

The amendment was rejected by the following vote:

YEAS—Messrs. Barnes, Davis, Flythe, Forkner, Hayes, Lindsay, Melchor, Moore of Yancey and White—9.

NAYS—Messrs. Beall, Beasley, Bellamy, Brogden, Burns, Colgrove, Cook, Eppes, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Legg, Long, Martindale, Moore of Carteret, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Welker and Whiteside—27.

The substitute was adopted for the original bill by the following vote:

YEAS—Messrs. Beasley, Bellamy, Burns, Blythe, Colgrove, Cook, Eppes, Harrington, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Long, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Richardson, Respass, Robbins, Scott, Shoffner, Stephens, Welker and Whiteside—25.

NAYS—Messrs. Barnes, Beall, Brogden, Davis, Flythe, Graham, Hayes, Hyman, Lindsay, Murphy, Smith and White—12.

Mr. Jones, of Mecklenburg, moved to strike out section 1 and insert the first two sections of the original bill.

The question was divided.

The motion to strike out prevailed by the following vote:

YEAS—Messrs. Barnes, Beasley, Bellamy, Brogden, Burns, Flythe, Graham, Hayes, Hyman, Jones of Mecklenburg, Lindsay, Long, Melchor, Murphy, Respass, Robbins, Scott, Welker, White and Whiteside—20.

NAYS—Messrs. Beall, Colgrove, Cook, Davis, Forkner, Harrington, Hawkins, Legg, Martindale, Moore of Carteret, Moore of Yancey, Richardson, Shoffner, Smith and Stephens—15.

Mr. Cook moved to adjourn.

The motion did not prevail by the following vote:

YEAS—Messrs. Colgrove, Cook, Davis, Eppes, Hayes, Harrington and Moore of Carteret—7.

NAYS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Flythe, Forkner, Graham, Hyman, Hawkins, Jones of Columbus, Jones of Mecklenburg, Legg, Lindsay, Long, Martindale, Melchor, Moore of Yancey, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Welker, White and Whiteside—30.

Mr. Graham moved the previous question.

The motion prevailed.

The motion to insert prevailed, when the substitute was adopted for the original bill.

The bill as amended passed second reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burnes, Cook, Flythe, Graham, Harrington, Hawkins, Jones of Mecklenburg, Legg, Lindsay, Long, Melchor, Murphy, Richardson, Respass, Robbins, Scott, Shoffner, Welker and Whiteside—24.

NAYS—Messrs. Blythe, Colgrove, Davis, Eppes, Forkner, Hayes, Hyman, Jones of Columbus, Martindale, Moore of Yancey, Smith, Stephens and White—13.

Mr. Jones, of Mecklenburg, moved a suspension of the rule to put the bill on its passage.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Colgrove, Cook, Flythe, Graham, Harrington, Hawkins, Jones of Columbus, Jones of Mecklenburg, Legg, Lindsay, Long, Martindale, Melchor, Moore of Carteret, Murphy, Respass, Robbins, Scott, Shoffner, Welker, White and Whiteside—27.

NAYS—Messrs. Burns, Blythe, Davis, Eppes, Forkner,

Hayes, Hyman, Moore of Yancey, Richardson, Smith and Stephens—11.

The bill was read third time.

Mr. Forkner offered the following amendment, to follow section 1, viz :

“ Provided, That the provisions of this act shall not apply to the North Western North Carolina Rail Road.

On the adoption of the amendment, the vote stood as follows :

YEAS—Messrs. Beall, Colgrove, Cook, Davis, Eppes, Forkner, Hayes, Hyman, Jones of Wake, Legg, Martindale, Moore of Carteret, Moore of Yancey, Smith, Stephens, Welker and White—17.

NAYS—Messrs. Barnes, Beasley, Bellamy, Brogden, Burns, Flythe, Graham, Harrington, Jones of Mecklenburg, Lindsay, Long, Melchor, Murphy, Richardson, Respass, Scott and Whiteside—17.

The President voting in the affirmative, the amendment was adopted.

Mr. Forkner offered the following amendment, viz :

“ Provided, That only such portions of said acts making appropriations shall be repealed, but all other parts of said acts shall be and remain in force.”

The amendment was rejected.

Mr. Davis offered the following :

“ Provided, That the Western Rail Road be excluded from this bill.”

The amendment was rejected.

On motion of Mr. Forkner, the previous question was ordered,

When the bill passed third and final reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Cook, Flythe, Graham, Harrington, Jones of Mecklenburg, Legg, Lindsay, Long, Melchor, Murphy, Respass, Robbins, Scott, Shoffner, Welker and Whiteside—21.

NAYS—Messrs. Burns, Blythe, Colgrove, Davis, Eppes, Forkner, Hayes, Hyman, Jones of Columbus, Martindale, Moore of Carteret, Moore of Yancey, Richardson, Smith, Stephens and White—16.

On motion of Mr. Smith, the Senate adjourned until tomorrow at 10, A. M.

TUESDAY, FEBRUARY 15th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Monday was read and approved.

The following bills were introduced, read first time and referred as stated:

By Mr. Barnes, a bill to authorize G. N. Lewis, Sheriff of Nash to collect arrears of taxes.

To the Committee on Propositions and Grievances;

By Mr. Flythe, a bill to authorize the Commissioners of Northampton county to levy a special tax.

To the Committee on Propositions and Grievances;

By Mr. Scott, a bill to empower the county Commissioners of Onslow county to levy a special tax.

To the Committee on Finance;

By Mr. Richardson, a bill to empower the county Commissioners of Richmond county to levy a special tax.

To the Committee on Finance;

By Mr. Jones, of Wake, a bill to authorize the Commissioners of the county of Wake to issue bonds.

To the Committee on Finance.

Mr. Welker offered the following resolution which was adopted:

“Resolved, That a committee of three members of the Senate be appointed a Committee on Penal Institutions, to whom shall be committed the examination of the management of the Commissioners of the Penitentiary.”

The President announced Messrs. Richardson, Jones, of Mecklenburg, and Cook as the committee called for by the resolution.

Mr. Cook moved a reconsideration of the vote by which the Senate indefinitely postponed, on second reading,

Senate bill to suspend the first six sections of the Revised Code, and title XI of the Code of Civil Procedure.

Mr. Stephens moved to lay the motion to reconsider on the table.

On the adoption of that motion the vote stood:

YEAS—Messrs. Barnes, Beall, Beasley, Burns, Colgrove, Davis, Flythe, Forkner, Galloway, Graham, Hayes, Jones of Columbus, Lindsay, Love, Melchor, Murphy, Smith, Stephens, White and Whiteside—20.

NAYS—Messrs. Bellamy, Brogden, Blythe, Cherry, Cook, Harrington, Hyman, Hawkins, Jones of Wake, Legg, Long, Martindale, Moore of Carteret, Moore of Yancey, Richardson, Respass, Robbins, Scott, Shoffner and Welker—20.

The President voting in the affirmative,

The motion to table prevailed.

On motion of Mr. Jones, of Columbus, the rules were suspended and

Senate bill to amend section 4 of an act entitled an act relating to salaries and fees, was taken up and read second time.

The following amendment, offered by the Committee on Salaries and Fees, was adopted, viz: In section 2, strike out all after the words "from its," line 1, and insert "ratification." so as to make section 2 read thus:

"This act shall be in force from its ratification."

Mr. Love offered the following amendment:

"*Provided*, Said increase of five hundred dollars shall be raised by an *ad valorem* tax levied on the members of the present General Assembly.

The amendment was rejected by the following vote:

YEAS—Messrs. Barnes, Bellamy, Brogden, Cook, Hayes, Legg, Lindsay, Long, Love, Martindale, Melchor, Richardson, Shoffner, Stephens and Welker—15.

NAYS—Messrs. Beall, Beasley, Burns, Cherry, Davis, Eppes, Flythe, Forkner, Galloway, Graham, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Murphy, Respass, Scott, Smith, White and Whiteside—22.

Mr. Galloway moved the previous question.

The motion prevailed.

The bill failed to pass third reading by the following vote:

YEAS—Messrs. Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Jones of Columbus, Jones of Wake, Legg, Martindale, Moore of Carteret, Respass, Shoffner, Smith, Stephens, Welker and White—19.

NAYS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Cherry, Flythe, Graham, Hyman, Hawkins, Jones of Mecklenburg, Lindsay, Long, Love, Melchor, Moore of Yancey, Murphy, Richardson, Scott and Whiteside—21.

Mr. Brogden moved to reconsider the vote just taken.

Mr. Love moved to lay that motion on the table.

Not agreed to by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Burns, Cherry, Flythe, Graham, Hawkins, Jones of Mecklenburg,

Lindsay, Long, Love, Melchor, Murphy, Richardson and Whiteside—17.

NAYS—Messrs. Brogden, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Legg, Martindale, Moore of Carteret, Respass, Scott, Shoffner, Smith, Stephens, Welker and White—23.

Mr. Cook moved the previous question.

The motion prevailed by the following vote :

YEAS—Messrs. Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Wake, Legg, Long, Martindale, Moore of Carteret, Richardson, Respass, Shoffner, Smith and Stephens—21.

NAYS—Messrs. Barnes, Beall, Brogden, Burns, Cherry, Flythe, Graham, Jones of Mecklenburg, Lindsay, Love, Melchor, Murphy, Scott, Welker, White and Whiteside—16,

When the motion to reconsider failed by the following vote :

YEAS—Messrs. Blythe, Cook, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Legg, Martindale, Moore of Carteret, Respass, Shoffner, Smith and Stephens—17.

NAYS—Messrs. Barnes, Beall, Bellamy, Brogden, Burns, Cherry, Flythe, Graham, Hawkins, Jones of Mecklenburg, Lindsay, Long, Love, Melchor, Moore of Yancey, Murphy, Richardson, Scott, Welker, White and Whiteside—21.

Mr. Love introduced a resolution in relation to Legislative Clerks.

Laid over.

Mr. Smith, a resolution abolishing Investigating Committees.

Laid over.

The House of Representatives concurred in the following bills and notified the Senate of the same by message :

Senate bill to incorporate the town of Robesonville in the county of Martin ;

Senate bill authorizing the County Commissioners of Orange county to issue bonds; also

Senate bill to protect the interest of the State as a stockholder in the North Carolina Rail Road Company.

The hour of the special order having arrived,
Senate bill to provide for elections of members of the General Assembly was taken up and read third time.

Mr. Graham moved to amend by inserting after the word "August," section 1, line 7, the words "eighteen hundred and seventy and."

The amendment was adopted by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Cherry, Cook, Eppes, Flythe, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lindsay, Long, Love, Melchor, Moore of Carteret, Murphy, Respass Robbins, Scott, Shoffner, Smith, White and Whiteside—31.

NAYS—Mr. Blythe—1

Mr. White introduced a substitute for the bill.

Mr. Graham moved to amend section 1 of the substitute by adding "Sheriffs and Coroners."

The amendment was adopted.

On Motion of Mr. Jones, of Wake, the further consideration of the bill was postponed until Thursday next at 11 o'clock, and the bill was ordered printed.

On motion of Mr. Love it was ordered that the Committee on Printing have the bill printed.

On motion of Mr. Jones of Mecklenburg the rules were suspended, and

Engrossed House bill declaratory of the cases to which an act concerning the settlement of the estates of deceased persons, chapter 113, acts of 1868-'69, is applicable, was taken up and read second time.

The question being on the amendment offered by the Judiciary Committee,

Mr. Forkner moved to lay the whole subject on the table.

The motion did not prevail.

Mr. Lindsay moved to postpone the further consideration of the bill until Monday next and make it the special order for eleven o'clock.

The motion to postpone did not prevail by the following vote :

YEAS—Messrs. Colgrove, Forkner, Harrington, Hyman, Jones of Columbus, Legg, Lindsay, Long, Richardson, and Respass—10.

NAYS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Cherry, Eppes, Flythe, Hayes, Hawkins, Jones of Mecklenburg, Love, Martindale, Melchor, Moore of Carteret, Murphy, Robbins, Scott, Shoffner, Smith, Welker, White and Whiteside—24.

The amendment reported by the Judiciary Committee was adopted.

Mr. Jones, of Mecklenburg, moved to amend by adding the following as a new section, viz :

“That executors and administrators who qualified and entered upon the administration of their estates before the first day of July, 1869, may sell such evidences of debt as are mentioned in section 20 of the act aforesaid and in the manner therein provided.”

Mr. Lindsay moved to amend by adding as follows, viz :

“*Provided*, That administrators shall pay out all the assets that may be in their hands in July, 1869, shall be divided or paid out according to the original act.”

Mr. Welker offered the following substitute for the amendment offered by Mr. Lindsay :

“*Provided*, That where distribution of the assets of an estate has not been commenced, the provisions of the act of 1869 shall apply to their distribution.”

The amendment offered by Mr. Jones, of Mecklenburg, was adopted.

The substitute offered by Mr. Welker, was adopted.

The amendment as amended by the adoption of the substitute, was adopted.

As amended, the bill passed second reading.

Mr. White was appointed by the President on the Printing Committee to fill a vacancy.

The President ratified the following :

Senate resolution in relation to ice furnished the department of State ; and

A bill to protect the interest of the State as a stockholder in the North Carolina Rail Road Company.

The same were transmitted by the Secretary of the Senate to the Secretary of State.

On motion, the Senate adjourned.

EVENING SESSION.

The Senate met at 7½ o'clock,

The President in the Chair.

The following bills were read second time and passed :

Engrossed House bill authorizing the County Commissioners of Robeson county to levy a special tax ;

Senate bill for the relief of C. L. Allred, tax collector of Moore county ;

Engrossed House bill to allow Harris G. Terry, former Sheriff of Richmond county, to collect arrears of taxes, amended by striking out, in sections 1 and 2, the words " Harris G. Terry, late Sheriff," and inserting " Robert Ledbetter, tax collector ;"

Senate bill to allow the Sheriff of Surry county to collect arrears of taxes ;

Engrossed House bill to prevent the felling of trees in Big Hunting creek, in Iredell county ;

Senate bill to incorporate the town of Littleton, amended as recommended by the Committee on Corporations ;

Senate bill to incorporate the town of Bakersville, in the county of Mitchell.

Senate bill authorizing the Commissioners of Harnett county to levy a special tax

Passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Burns, Blythe, Cherry, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hawkins, Jones of Mecklenburg, Legg, Lindsay, Long, Love, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Scott, Stephens, Welker, White and Whiteside—32.

NAYS—None.

Engrossed House bill to authorize the Commissioners of Duplin county to levy a special tax for certain purposes, was read second time.

The amendment offered by the Finance Committee, submitting the levying of the tax to the vote of the people, was rejected by the following vote :

YEAS—Messrs. Bellamy, Burns, Blythe, Cook, Eppes, Long, Love, Respass and Robbins—9.

NAYS—Messrs. Barnes, Beall, Cherry, Colgrove, Davis, Forkner, Galloway, Graham, Hayes, Harrington, Hawkins, Legg, Lindsay, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Scott, Welker, White and Whiteside—21.

The bill passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Burns, Cherry, Colgrove, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hawkins, Legg, Lindsay, Long, Love, Moore of Yancey, Murphy, Richardson, Scott, Welker, White and Whiteside—24.

NAYS—Messrs. Bellamy, Blythe, Cook, Moore of Carteret and Respass—5.

The Senate reconsidered the vote by which

Senate bill to authorize the sheriff of Burke county to collect arrears of taxes was indefinitely postponed.

The bill passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Burns, Blythe, Cherry, Colgrove, Davis, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Harrington, Hawkins, Legg, Lindsay, Long, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Robbins, Scott, Stephens, Welker, White and Whiteside—28.

NAYS—Messrs. Bellamy, Cook and Respass—3.

Senate bill to allow the Commissioners of Anson county to levy a special tax

Passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Burns, Cherry, Davis, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Harrington, Hawkins, Jones of Wake, Legg, Lindsay, Long, Moore of Yancey, Murphy, Richardson, Scott, Stephens, Welker, White and Whiteside—25.

NAYS—Messrs. Bellamy, Blythe, Colgrove, Cook and Respass—5.

Senate bill to authorize the levying of a special tax in the county of Alamance

Passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Burns, Cherry, Davis, Eppes, Flythe, Forkner, Galloway, Graham, Harrington, Hawkins, Jones of Wake, Long, Love, Moore of Yancey, Murphy, Richardson, Scott, Stephens, Welker and White—22.

NAYS—Messrs. Bellamy, Blythe, Colgrove, Cook, Hayes, Legg, Lindsay, Respass and Whiteside—9.

Senate bill to empower the County Commissioners of Caldwell county to levy a special tax

Passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Burns, Cherry, Colgrove, Davis, Eppes, Flythe, Forkner, Galloway, Harrington, Haw-

kins, Jones of Wake, Legg, Lindsay, Long, Love, Moore of Yancey, Murphy, Richardson, Scott, Stephens, Welker and White—24.

NAYS—Messrs. Bellamy, Blythe, Cook, Graham, Hayes, Respass and Whiteside—7.

Engrossed House bill to allow the Commissioners of Montgomery county to levy a special tax

Passed second reading, amended by inserting after the word "tax" the following: "not to exceed \$7,000."

The following is the vote :

YEAS—Messrs. Barnes, Beall, Cherry, Colgrove, Davis, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Harrington, Hawkins, Jones of Wake, Lindsay, Long, Murphy, Richardson, Scott, Shoffner, Stephens, Welker and White—23.

NAYS—Messrs. Bellamy, Blythe, Cook, Love, Respass, Robbins and Whiteside—7.

Mr. Graham moved to adjourn.

Not agreed to.

Engrossed House bill authorizing the Commissioners of McDowell county to levy a special tax

Passed second reading by the following vote :

YEAS—Messrs. Beall, Cherry, Davis, Eppes, Flythe, Forkner, Harrington, Hawkins, Jones of Wake, Legg, Lindsay, Long, Murphy, Richardson, Scott, Shoffner and Stephens—17.

NAYS—Messrs. Barnes, Bellamy, Blythe, Cook, Galloway, Graham, Hayes, Love, Respass, Robbins, Welker, White and Whiteside—13.

Senate bill to empower the Board of Commissioners of the county of Stanly to levy a special tax

Passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Burns, Cherry, Davis, Eppes, Forkner, Galloway, Graham, Harrington, Hawkins, Jones of Wake, Legg, Lindsay, Long, Murphy, Richardson, Scott, Shoffner, Welker and White—21.

NAYS—Messrs. Bellamy, Blythe, Cook, Flythe, Hayes, Love, Respass, Robbins and Whiteside—9.

Senate bill to repeal a special act.

Passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Burns, Cherry, Davis, Eppes, Flythe, Forkner, Galloway, Graham, Harrington, Hawkins, Jones of Wake, Legg, Lindsay, Long, Love, Murphy, Richardson, Respass, Scott, Stephens, Welker and White—24.

NAYS—Messrs. Bellamy, Blythe, Cook, Hayes, Shoffner and Whiteside—6.

On motion of Mr. Murphy, the Senate adjourned until tomorrow at 10, A. M.

WEDNESDAY, FEBRUARY 16th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Tuesday was read and approved.

Mr. Murphy presented a petition from the Wilmington Life Insurance Company.

Read and Referred to the Committee on Finance ;

Also a petition from the citizens of New Hanover county.

Read and referred to the Committee on Townships.

Mr. Jones, of Mecklenburg, for the Judiciary Committee, reported substitutes for the following bills :

Senate bill to repeal and amend certain sections of chapter 270, laws of 1868-'69 ;

Also, Senate bill to create a title to real estate from registration.

The following notices of bills were given, viz :

By Mr. Colgrove, of a bill to compel sheriffs and tax collectors to accept county orders in payment of county taxes ;

Mr. Cherry, of a bill for the Commissioners of Pitt county to levy a special tax ;

Also, of a bill to allow the Sheriff of Pitt county to collect arrears of taxes ; and

Mr. Eppes, of a bill to levy a special tax in Halifax county.

The following bills were introduced, read first time and referred as stated :

By Mr. Stephens, a bill to empower the foreman of the grand jury to swear witnesses.

To the Judiciary Committee ;

By Mr. Welker, a bill to incorporate the Greensboro' and Gulf Rail Road Company.

To the Committee on Internal Improvements ;

By Mr. Graham, a bill to amend section 283, title 12, of the Code of Civil Procedure.

To the Judiciary Committee.

Mr. Stephens introduced a resolution in regard to State binding.

Laid over.

Mr. Forkner introduced the following resolution, which was adopted, viz :

"Resolved, That the Committee on Finance be and they are hereby instructed to report at an early day a revenue bill."

Mr. Galloway moved a suspension of the rules to take up a bill.

The motion prevailed by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Blythe, Cherry, Flythe, Forkner, Galloway, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Respass, Robbins, Scott, Smith, Welker, Whiteside, Winstead and Wilson—34.

NAYS—Messrs. Jones of Columbus and White—2,

When Engrossed House bill to incorporate the Wilmington and Carolina Rail Road Company was taken up and read second time and,

On motion of Mr. Jones, of Columbus, was postponed until Tuesday next at 11 o'clock.

Engrossed House bill declaratory of the cases to which an act concerning the settlement of the estates of deceased persons chapter 113, acts of 1868-'69, is applicable, was read third time.

Mr. Whiteside moved to strike out the amendment offered by Mr. Welker and adopted on yesterday, as a provision to section 2, viz :

"Provided, That when distribution of the estate has not been commenced, the provisions of the act of 1869 shall apply to their distribution."

The motion prevailed.

Mr. Whiteside offered the following provision to follow section 2, viz :

"Provided, That all assets in the hands of executors and administrators, when administration was granted prior to the first day of July, 1869, and not distributed at the time of the passage of this act, shall be distributed under the provisions of the act of which this is amendatory."

The amendment was adopted,

When the bill as amended passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Brogden Cherry, Colgrove, Cook, Davis, Flythe, Hayes, Harrington, Hawkins, Jones of Mecklenburg, Jones of Wake, Love, Martindale, Melchor, Murphy, Richardson, Robbins, Scott, Shoffner, Smith, White, Whiteside, Winstead and Wilson—26.

NAYS—Messrs. Bellamy, Blythe, Forkner, Galloway, Hyman, Jones of Columbus, Legg, Lindsay, Long, Moore of Yancey, Respass, Stephens and Welker—13.

Senate bill to amend chapter 270, laws 1868-'69,

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Blythe, Cherry, Flythe, Forkner, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Lindsay, Long, Love, Melchor, Moore of Carteret, Murphy, Richardson, Respass, Robbins, Shoffner, Smith, Stephens, Welker, White, Whiteside, Winstead and Wilson—31.

NAYS—None.

The motion by Mr. Forkner to reconsider the vote by which the Senate indefinitely postponed the consideration of code bill entitled “Roads, bridges, and ferries,” was taken up.

Mr. Love moved that the further consideration of the motion be postponed until Tuesday next.

The motion to postpone did not prevail by the following vote :

YEAS—Messrs. Barnes, Beasley, Cherry, Flythe, Graham, Hayes, Harrington, Hyman, Jones of Mecklenburg, Lindsay, Love, Melchor, Scott, Whiteside and Wilson—15.

NAYS—Messrs. Beall, Bellamy, Brogden, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Hawkins, Jones of Columbus, Richardson, Respass, Smith, Stephens, Welker, White and Winstead—18.

The motion to reconsider prevailed.

Mr. Beall moved to postpone the consideration of the bill until Tuesday next at 11 o'clock.

The motion did not prevail,

When the bill was considered by sections.

On motion of Mr. Forkner, section 39 was amended by striking out “the,” line 1, and inserting “public.”

On motion of Mr. Blythe, section 40 was amended by striking out “two,” in line 1, and inserting “one.”

On motion of Mr. White, section 40 was amended by striking out in lines 3 and 4 the words “surveyed and.”

On motion of Mr. Welker, section 41 was amended by

inserting the following in line 2, between the words "centre" and "in :"

"So as to be at least two feet higher at the centre than at the bottom of the ditch, in cases where needed, and."

On motion of Mr. Welker, the following words were stricken out of section 42, viz: "such division to be made annually, if they deem it necessary."

The President ratified the following bills, viz:

A bill to legalize certain official acts of the Chairmen of the late County Courts in this State;

A bill in aid of investigation ordered by the Senate into the affairs of certain rail roads by resolution ratified January 24th, 1870;

A bill to allow the County Commissioners of Lenoir county to levy a special tax;

A bill authorizing the Commissioners of Orange county to issue bonds;

A bill to authorize the Board of Commissioners of Warren county to levy a special tax for the purpose of paying the debt of said county;

A bill to incorporate the town of Robersonville, in the county of Martin;

A bill to incorporate the society for the relief of the preachers of the Virginia Conference, Methodist Episcopal Church South, and their families, their widows and orphans;

A bill in relation to taking fish from the Northeast branch of the Cape Fear river.

The same were transmitted by the Secretary of the Senate to the Secretary of State.

The House of Representatives concurred in

Senate bill to incorporate the Portis Gold Mine and Sandy Creek Water Company, in the county of Franklin, and notified the Senate of the same by message.

On motion of Mr. Moore, of Yancey, the Senate adjourned.

EVENING SESSION.

The Senate met at 7½ o'clock,

The President in the Chair.

Leave of absence was granted Mr. Sweet until Saturday next.

Engrossed House bill to authorize the Commissioners of Duplin county to levy a special tax for certain purposes

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Brogden, Flythe, Forkner, Graham, Harrington, Hawkins, Jones of Wake, Melchor, Richardson, Scott, Shoffner, Smith, White, Winstead and Wilson—17.

NAYS—Messrs. Bellamy, Blythe, Cherry, Jones of Columbus, Lindsay, Long, Love, Martindale, Moore of Carteret, Murphy, Robbins and Whiteside—12.

Engrossed House bill to empower the Board of Commissioners of the county of Stanley to levy a special tax

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Brogden, Flythe, Forkner, Graham, Harrington, Hawkins, Jones of Wake, Melchor, Richardson, Scott, Shoffner, Smith, White, Winstead and Wilson—17.

NAYS—Messrs. Bellamy, Blythe, Cherry, Jones of Columbus, Lindsay, Long, Love, Martindale, Moore of Carteret, Murphy, Robbins and Whiteside—12.

Engrossed House bill authorizing the Commissioners of McDowell county to levy a special tax

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Brogden, Flythe, Forkner, Graham, Harrington, Hawkins, Jones of Wake, Melchor, Richardson, Scott, Shoffner, Smith, White, Winstead and Wilson—17.

NAYS—Messrs. Bellamy, Blythe, Cherry, Jones of Colum-

bus, Lindsay, Long, Love, Martindale, Moore of Carteret, Murphy, Robbins and Whiteside—12.

Engrossed House bill to allow the county Commissioners of Montgomery county to levy a special tax

Passed third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Brogden, Flythe, Forkner, Graham, Harrington, Hawkins, Jones of Wake, Melchor, Richardson, Scott, Shoffner, Smith, White, Winstead and Wilson—17.

NAYS—Messrs. Bellamy, Blythe, Cherry, Jones of Columbus, Lindsay, Long, Love, Martindale, Moore of Carteret, Murphy, Robbins and Whiteside—12.

Senate bill to authorize the levying a special tax in Alamance county

Passed third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Brogden, Flythe, Forkner, Graham, Harrington, Hawkins, Jones of Wake, Melchor, Richardson, Scott, Shoffner, Smith, White, Winstead and Wilson—17.

NAYS—Messrs. Bellamy, Blythe, Cherry, Jones of Columbus, Lindsay, Long, Love, Martindale, Moore of Carteret, Murphy, Robbins and Whiteside—12.

Senate bill to provide a special tax for the county of Anson

Passed third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Brogden, Flythe, Forkner, Graham, Harrington, Hawkins, Jones of Wake, Melchor, Richardson, Scott, Shoffner, Smith, White, Winstead and Wilson—17.

NAYS—Messrs. Bellamy, Blythe, Cherry, Jones of Columbus, Lindsay, Long, Love, Martindale, Moore of Carteret, Murphy, Robbins and Whiteside—12.

Senate bill authorizing the Commissioners of Harnett county to levy a special tax

Passed third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Brogden, Flythe, Forkner, Graham, Harrington, Hawkins, Jones of Wake, Melchor,

Richardson, Scott, Shoffner, Smith, White, Whiteside and Wilson—17.

NAYS—Messrs. Bellamy, Blythe, Cherry, Jones of Columbus, Lindsay, Long, Love, Martindale, Moore of Carteret, Murphy, Robbins and Whiteside—12.

Senate bill to empower the county Commissioners of Caldwell county to levy a special tax

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Brogden, Flythe, Forkner, Graham, Harrington, Hawkins, Jones of Wake, Melchor, Richardson, Scott, Shoffner, Smith, White, Winstead and Wilson—17.

NAYS—Messrs. Bellamy, Blythe, Cherry, Jones of Columbus, Lindsay, Long, Love, Martindale, Moore of Carteret, Murphy, Robbins and Whiteside—12.

On motion of Mr. Martindale, the Senate adjourned until to-morrow, at 10 A. M.

THURSDAY, FEBRUARY 17th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Wednesday was read and approved.

Mr. Brogden, for the Finance Committee, reported favorably the following bills, viz :

Senate bill to empower the County Commissioners of Richmond county to levy a special tax ;

Senate bill to empower the County Commissioners of Onslow county to levy a special tax ;

Senate bill to authorize the County Commissioners of Carteret county to levy a special tax ;

Senate bill to authorize the Commissioners of Wake county to issue bonds.

Mr. Richardson, for the Committee on Public Buildings, reported unfavorably

Senate bill to amend an act to provide for the erection of a penitentiary.

Mr. Hyman presented a minority report from the same Committee.

The following notices of bills were given, viz :

By Mr. Legg, of a bill to authorize John A. Taylor and others to construct a bridge across Brunswick river ;

By Mr. Jones, of Wake, of a bill to amend the charter of the city of Raleigh ;

By Mr. Blythe, of a bill to amend the Constitution of the State by Legislative enactment ;

By Mr. Love, of the following, viz :

A bill to incorporate Hayesville Mechanics Institute ;

Also, a bill to incorporate Clay Lodge, No. 301, Ancient York Masons.

The following bills were introduced, read first time and referred as stated :

By Mr. Shoffner, a bill to amend the laws of 1868-'69, chapter 118, section 2.

To the Judiciary Committee ;

By Mr. Whiteside, a bill to require Clerks of the Superior Court to advertise schedule of fees.

To the Judiciary Committee ;

By Mr. Eppes, a bill to allow the County Commissioners of Halifax county to levy a special tax.

To the Committee on Propositions and Grievances ;

By Mr. Stephens, a bill to amend section 27, chapter 162 of the public laws of 1868-'69.

To the Committee on Propositions and Grievances ;

By Mr. Cherry, a bill to authorize the Commissioners of the County of Pitt to levy a special tax.

The unfinished business being the consideration of Code bill

entitled "Roads, Bridges and Ferries" on second reading, the same was taken up.

On motion of Mr. Welker, section 50 was amended by striking out all after the word "three," line 2; section 56, by striking out "week" and inserting "month;" section 58, by striking out the words "July and January;" by striking out section 59 entire, and by striking out "supervisor" in line 1, section 60.

On motion of Mr. Davis, section 60 was stricken out.

The hour of the special order having arrived, Senate bill to provide for the election of members of the General Assembly was taken up.

The question was on the adoption of the substitute offered by Mr. White for the original bill.

Mr. Richardson offered the following amendment to section 1, viz: "A Judge for the 8th Judicial District."

The amendment was adopted by the following vote:

YEAS—Messrs. Barnes, Beall, Bellamy, Brogden, Cherry, Cook, Flythe, Graham, Harrington, Hawkins, Jones of Mecklenburg, Lassiter, Lindsay, Love, Melchor, Moore of Carteret, Murphy, Richardson, Respass, Robbins, Scott, Welker, Whiteside, Winstead and Wilson—25.

NAYS—Messrs. Beasley, Blythe, Davis, Forkner, Galloway, Hayes, Hyman, Jones of Columbus, Legg, Long, Martindale, Moore of Yancey, Smith, Stephens and White—15.

On motion of Mr. Hayes, section 2 was amended by striking out the word "precinct" and inserting "polling place."

On motion of Mr. Welker, section 3 was amended by inserting in line 3, after the word "books," the words "when needed." Also, by inserting after the word "counties," line 3, the words, "on their requisition."

On motion of Mr. Hayes, section 4 was stricken out.

On motion of Mr. Graham, section 5 was amended by striking out the words "and blank forms," line 2; also the word "two," line 3.

On motion of Mr. Davis, the words "and blank forms of oaths," were stricken out of section 7.

On motion of Mr. Hayes, the word "fourth," in section 7, line 8, was stricken out and the word "second" inserted.

Mr. Love moved that the bill be postponed until to-morrow at 10½ o'clock.

The motion did not prevail.

Mr. Brogden offered the following as a new section to follow section 12, viz :

"That the polls shall be open on the day of election from 7 o'clock in the morning until sunset of the same day, and each voter, whose name may appear registered, or who may produce sufficient evidence that he has been registered in another township or precinct, as well as those who may be registered on that day, shall hand in their ballot to the judges, who shall carefully deposit the ballot in the ballot box."

The amendment was adopted.

Mr. Graham moved to strike out section 15.

Mr. Moore, of Carteret, moved the previous question.

The motion prevailed by the following vote :

YEAS—Messrs. Beasley, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Forkner, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Legg, Long, Martindale, Moore of Carteret, Moore of Yancey, Richardson, Robbins, Shoffner, Smith, Stephens, Welker, White and Winstead—26.

NAYS—Messrs. Barnes, Beall, Brogden, Cherry, Flythe, Graham, Lindsay, Love, Melchor, Murphy, Scott and Whiteside—12.

The motion to strike out section 15 did not prevail by the following vote :

YEAS—Messrs. Barnes, Beall, Flythe, Graham, Lindsay, Long, Love, Melchor, Murphy, Richardson, Robbins, Scott, Whiteside and Wilson—14.

NAYS—Messrs. Beasley, Bellamy, Brogden, Burns, Blythe,

Cherry, Colgrove, Cook, Davis, Forkner, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Legg, Martindale, Moore of Carteret, Moore of Yancey, Shoffner, Smith, Stephens, Welker, White and Winstead—25.

Mr. Welker offered the following as a new section, to be called section 16, viz :

SEC. 16. The election for Judge in the 8th Judicial District shall be by the Electors voting in that District alone, and not by the voters of the entire State.

The section was adopted.

The House of Representatives transmitted the following bills and resolutions, which were read first time and referred as stated, viz :

Engrossed House bill to amend chapters 65 and 112, laws of 1868-'69.

To the Committee on Internal Improvements ;

Engrossed House bill incorporating the Society for the relief of the Roanoke Missionary Baptist Association and their families, widows and orphans.

To the Committee on Corporations ;

Engrossed House bill authorizing the Commissioners of Polk county to levy a special tax.

To the Committee on Propositions and Grievances ;

Engrossed House bill to levy a special tax for the county of Ashe.

To the Committee on Propositions and Grievances ;

Engrossed House bill to incorporate the Wilmington Building Association.

To the Committee on Corporations ;

Engrossed House bill to incorporate the North Carolina Sanitarian Company.

To the Committee on Corporations ;

Engrossed House bill to extend the limits of the city of Wilmington.

To the Committee on Corporations ;

Engrossed House bill to incorporate the Mechanics' Building and Loan Association.

To the Committee on Corporations ;

Engrossed House bill to incorporate the Cape Fear Building Association.

To the Committee on Corporations ;

Engrossed House bill authorizing the Commissioners of Nash County to levy a special tax.

To the Committee on Propositions and Grievances ;

Engrossed House bill to extend the corporate limits of the town of Hendersonville.

To the Committee on Corporations ;

Engrossed House bill to make Dan River a lawful fence, to a certain extent, in the county of Stokes.

To the Committee on Agriculture ;

Engrossed House bill to authorize an election for municipal officers in the town of Chapel Hill, N. C.

To the Committee on Privileges and Elections ;

Engrossed House bill to allow Township Magistrates to take the privy examination of married women.

To the Judiciary Committee ;

Engrossed House bill in relation to the Scotch Fair of Richmond county.

To the Committee on Agriculture ;

Engrossed House bill to amend chapter 184, laws of 1868-'69 in relation to examiners.

To the Committee on Education ;

Joint resolution in favor of Henderson and Ennis ;

To the Committee on Finance ;

Joint resolution to adjourn *sine die*, February 28th.

Placed on the calendar.

On motion of Mr. Davis, the Senate adjourned until tomorrow at 10, A. M.

FRIDAY, FEBRUARY 18th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Thursday was read and approved.

Mr. Brogden, for the Committee on Finance, reported favorably the following bills, viz :

Senate bill to authorize the County Commissioners of Sampson county to levy a special tax ;

Engrossed House bill to extend the time of G. M. Webb, tax collector of Cleaveland county to settle with the County Treasurer.

Mr. Brogden gave notice of a bill amending the present law concerning attachment.

The following bills were introduced, read first time and referred as stated, viz :

By Mr. Richardson, a bill to incorporate the Eagle Mining and Manufacturing Company.

To the Committee on Corporations ;

By Mr. Jones, of Wake, a bill to amend the charter of the city of Raleigh.

To the Committee on Corporations ;

By Mr. Richardson, a bill to authorize the Commissioners of Moore County to levy a special tax.

To the Committee on Corporations ;

By Mr. Legg, a bill to authorize John A. Taylor to construct a bridge across Brunswick river.

To the Committee on Corporations ;

By Mr. Stephens, a bill to legalize certain elections in townships.

To the Committee on Propositions and Grievances.

Mr. Blythe introduced a resolution in relation to the calendar.

Laid over.

Mr. Welker introduced the following resolution :

“ The Senate of North Carolina, the House of Representatives concurring, do resolve :

“ 1st. The General Assembly of North Carolina, representing the sovereignty of the people, conscious of their duty to watch with jealous fidelity over the honor and credit of the State, in the name of the people demand the faithful and economical administration of the State government. They pledge themselves to yield the Executive of the State all help and encouragement in the great and difficult work resting upon him, and are prepared to aid him in every endeavor to recover the credit of the State. They disown all complicity in the destruction of the credit of the State, or in the misapplication of its securities. They will institute a rigid investigation to ascertain the existence of alleged fraud and official corruption against the servants of the State, regardless of partizan obligation or the consequences that may attach to or fall upon any who may be found to have acted corruptly or unfaithfully. It is their fixed purpose that the credit of the State shall be restored, all unwise or undigested legislation avoided, extravagant fees and salaries abated, useless expenses cut off, and the taxes so reduced as to lessen the burdens of the people.

“ 2d. The General Assembly, as men loyal to the government and obedient to the laws, are prepared to support every wise and prudent measure that may serve to the security of life and property. They denounce all acts of violence and lawlessness as cowardly and disorganizing, as revolutionary and leading to anarchy and bloodshed. They deprecate the fearful effects of all bitter and incendiary newspapers and public and private speeches, as being in the interests of violence and murder, as inimical to the prosperity of the State, as leading to the depopulation of our territory by driving out the best of our citizens, and as instituting a reign of terrorism that deters immigration and investment of capital in our resources. They hold all such as countenance these deeds to be enemies to liberty, to the Union, to the State and to humanity.

“ 3d. The General Assembly declare themselves pledged to

the encouragement of all forms of industry that will enrich the people; to all wise and prudent schemes to develop the resources of the State; that by moral support and effective legislation they will bring every energy and all the credit of the State to accomplish these great and essential purposes, so that the State shall resume her boasted position before the world for loyalty, honesty, elevated character and solid prosperity.

"4. The General Assembly of North Carolina desire the speedy reduction of the Federal taxes, and ask earnest effort on the part of the Representatives of the State in Congress to reduce the national debt to a manageable condition, to equalize the currency over the country, and as speedily as possible resume specie payment.

"5th. The General Assembly will direct their first energies to put into effective operation a system of public school education that will secure to all the children of the State the rudiments of sound learning, and that all grand schemes of internal improvement give place to this purpose.

"6. The General Assembly endorse the administration of President Grant, and will give him their cordial support and co-operation in his effort to preserve the credit of the government unsullied, to reduce rapidly and pay off the national debt, to restore all the States to the Union, and all good citizens to every privilege of freedom, afford adequate protection to all citizens, preserve peace in every section, and by a gentle and firm enforcement of the laws, efface the recollection of past hostilities and estrangement.

"7th. The General Assembly accept the result of the war, support the present Constitution of the State as just, liberal and wise, pledge themselves to award and guarantee to the colored man every civil right, every privilege of education, and the same political equality before the law which is awarded to the white man; that no act of theirs shall deprive him of those justly acquired rights that are confirmed to him by the reconstruction acts and the amendments to the Constitution.

" 8th. The General Assembly recommend to the people the selection and support of such men to office as are now true to the Union, loyal to the Constitution, and as will commend themselves to the judgment of patriotic and good men, who will give character to the government, credit to its legislation, and inspire confidence in their integrity. To this purpose they invite the co-operation of all considerate and true men, so that those who love the "Old North State," who are unselfish and patriotic, may stand together in her redemption and restoration.

" 9th. The General Assembly have in the past and will in the future pursue a liberal and conciliatory policy; their object will be to efface the remembrance of unbrotherly strife, to forget the asperity of the past days of alienation, and extend a cordial hand to those who long for peace, quiet and order, who weep over the desolation of our beloved State—to all who would build up her waste places—to all who would redeem her from poverty, and who could place her where she may become the pride of her sons and the envy of strangers."

Mr. Beall moved to amend by striking out in section 7 the words, "as just, liberal and wise."

The motion did not prevail by the following vote:

YEAS—Messrs. Barnes, Beall, Cherry, Graham, Jones of Mecklenburg, Long, Love, Martindale, Melchor, Murphy, Richardson, Robbins, Scott and Whiteside—14.

NAYS—Messrs. Bellamy, Brogden, Burns, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Respass, Shoffner, Smith, Stephens, Welker, White and Winstead—23.

The resolution was adopted by the following vote:

YEAS—Messrs. Bellamy, Brogden, Burns, Cherry, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Long, Martindale, Respass, Shoffner, Smith, Stephens, Welker, White and Winstead—26.

NAYS—Messrs. Barnes, Beall, Graham, Jones of Mecklenburg, Love, Melehor, Murphy, Seott, Whiteside and Wilson—10.

Senate bill to authorize the Williamston and Tarboro' Rail Road Company to issue bonds,

Passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Cherry, Davis, Forkner, Graham, Harrington, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Love, Martindale, Melchor, Murphy, Richardson, Respass, Scott, Shoffner, Smith, Welker and Whiteside—27.

NAYS—Messrs. Colgrove, Eppes, Hayes, Hyman, Long, White and Winstead—7.

Senate resolution in relation to clerks was taken up.

Mr. Davis moved to lay the resolution on the table.

The motion did not prevail by the following vote :

YEAS—Messrs. Davis and Hyman—2.

NAYS—Messrs. Barnes, Beall, Bellamy, Brogden, Burns, Blythe, Cherry, Colgrove, Eppes, Forkner, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Lindsay, Long, Love, Martindale, Melchor, Moore of Yancey, Murphy, Richardson, Respass, Seott, Shoffner, Smith, Stephens, Welker, White, Whiteside and Winstead—31.

Mr. Bellamy offered the following amendment which was adopted :

“And they shall also inquire and report what members of the General Assembly have charged and been paid mileage for coming a roundabout way from their place of residence to the capital of the State.”

As amended, the resolution was adopted.

Leave of absence was granted the President of the Senate until Tuesday next.

To Mr. Moore of Yancey until Wednesday next.

To Mr. Colgrove for to-morrow.

To Mr. Robbins until Wednesday next.

Mr. Jones, of Mecklenburg, introduced a resolution in favor of John Horton, Sheriff of Watauga county.

Read first time and placed on the calendar.

On motion, the Senate adjourned.

EVENING SESSION.

The Senate met at 7½ o'clock,

The President in the chair.

Senate bill to incorporate the town of Bakersville, in the county of Mitchell,

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Eppes, Flythe, Forkner, Harrington, Hyman, Hawkins, Lassiter, Legg, Love, Martindale, Melchor, Murphy, Richardson, Respass, Robbins, Scott, Welker, Whiteside, Winstead and Wilson—30.

NAYS—Mr. Shoffner—1.

Senate bill for the relief of C. L. Allred, Tax Collector of Moore county

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Blythe, Cherry, Colgrove, Eppes, Flythe, Forkner, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Legg, Love, Melchor, Murphy, Richardson, Respass, Robbins, Scott, Welker, White, Whiteside, Winstead and Wilson—29.

NAYS—Mr. Bellamy—1.

Senate bill to incorporate the town of Littleton

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Eppes, Flythe, Forkner, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklen-

burg, Lassiter, Legg, Love, Melchor, Murphy, Richardson, Respass, Robbins, Scott, Welker, White, Whiteside, Winstead and Wilson—32.

NAYS—None.

Engrossed House bill to allow Harris G. Terry, former Sheriff of Richmond county, to collect arrears of taxes

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beasley, Brogden, Blythe, Cherry, Eppes, Flythe, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Legg, Melchor, Murphy, Richardson, Robbins, Scott, Shoffner, Whiteside, Winstead and Wilson—25.

NAYS—Messrs. Bellamy, Burns, Colgrove, Love, Respass, Welker and White—7.

Engrossed House bill to prevent the felling of trees in Big Hunting creek, in Iredell county,

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Blythe, Cherry, Eppes, Flythe, Forkner, Hayes, Harrington, Hyman, Hawkins, Lassiter, Legg, Love, Melchor, Murphy, Richardson, Respass, Scott, Smith, Welker, White, Whiteside, Winstead and Wilson—28.

NAYS—Messrs. Graham, Jones of Mecklenburg and Robbins—3.

Senate bill to allow the Sheriff of Surry county to collect arrears of taxes

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Blythe, Cherry, Eppes, Flythe, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Love, Melchor, Murphy, Richardson, Respass, Robbins, Scott, Smith, Welker, White, Whiteside, Winstead and Wilson—32.

NAYS—Messrs. Bellamy and Colgrove—2.

Engrossed House bill authorizing the County Commissioners of Robeson county to issue bonds

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Blythe, Cherry, Colgrove, Eppes, Flythe, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Melchor, Murphy, Richardson, Respess, Smith, White, Whiteside and Winstead—28.

NAYS—Messrs. Bellamy, Love, Robbins and Welker—4.

Senate bill to repeal a special act

Passed third reading, amended by striking out section 3, by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Cherry, Eppes, Flythe, Forkner, Graham, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Lindsay, Love, Murphy, Richardson, Respess, Scott, Smith, Welker and White—24.

NAYS—Messrs. Bellamy, Blythe, Jones of Mecklenburg, Melchor, Robbins, Shoffner, Whiteside, Winstead and Wilson—9.

On motion of Mr Forkner, it was ordered that bills on second reading be placed on their final passage.

The rules were suspended and

Engrossed House bill to extend the time of G. M. Webb, tax collector of Cleaveland county, to settle with the County Treasurer

Passed second and third readings.

The following is the vote on its third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Blythe, Cherry, Eppes, Flythe, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Love, Martindale, Murphy, Richardson, Respess, Robbins, Scott, Shoffner, Smith, Welker, White, Whiteside, Winstead and Wilson—34.

NAYS—Mr. Bellamy—1.

Engrossed House bill to incorporate a bank in the city of Raleigh

Passed second and third readings.

The following is the vote on third reading :

YEAS—Messrs. Beall, Beasley, Cherry, Eppes, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Martindale, Melchor, Richardson, Respass, Robbins, Scott, Shoffner, Smith, White, Whiteside and Winstead—24.

NAYS—Messrs. Bellamy, Brogden, Burns, Blythe, Colgrove, Forkner, Hayes, Love, Murphy and Welker—10.

Senate bill to amend an act incorporating the town of Mount Airy

Passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Cherry, Eppes, Flythe, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Lindsay, Love, Melchor, Murphy, Richardson, Respass, Robbins, Shoffner, Smith, Welker, White, Whiteside and Winstead—32.

NAYS—None.

Engrossed House bill to incorporate the town of Mount Olive, in the county of Wayne,

Passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Blythe, Cherry, Eppes, Flythe, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Love, Melchor, Murphy, Richardson, Respass, Robbins, Shoffner, Smith, Welker, Whiteside, Winstead and Wilson—33.

NAYS—None.

Senate bill to consolidate an act incorporating the town of Lenoir, and acts amendatory thereof,

Passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Cherry, Eppes, Flythe, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg,

Jones of Wake, Lassiter, Legg, Love, Melchor, Murphy, Richardson, Respass, Shoffner, Smith, Welker, White, Whiteside, Winstead and Wilson—32.

NAYS—None.

Engrossed House bill to amend the charter of the town of Tarboro'

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Bellamy, Brogden, Burns, Blythe, Cherry, Flythe, Forkner, Harrington, Hawkins, Jones of Wake, Lassiter, Legg, Lindsay, Love, Melchor, Murphy, Respass, Robbins, Smith, Welker, White and Winstead—23.

NAYS—Messrs. Eppes, Hyman, Shoffner and Whiteside—4.

On motion of Mr. Hayes, engrossed House bill to authorize the Commissioners of Burke county to levy a special tax was amended by striking out the word "six" and inserting "one."

As amended, the bill passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Cherry, Forkner, Hayes, Harrington, Hyman, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Love, Respass, Robbins, Smith, Welker, White and Whiteside—24.

NAYS—Messrs. Murphy, Shoffner and Winstead—3.

Engrossed House bill to provide for levying a special tax in the county of Perquimans

Passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Cherry, Flythe, Forkner, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Melchor, Murphy, Richardson, Respass, Scott, Smith, White and Winstead—22.

NAYS—Messrs. Blythe, Eppes, Lindsay, Love, Robbins, Shoffner, Welker, Whiteside and Wilson—9.

Engrossed House bill to authorize the Commissioners of Chowan County to levy a special tax

Passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Cherry, Flythe, Forkner, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Melchor, Murphy, Richardson, Respass, Scott, Smith, White and Winstead—22.

NAYS—Messrs. Blythe, Eppes, Lindsay, Love, Robbins, Shoffner, Welker, Whiteside and Wilson—9.

Engrossed House bill to authorize the County Commissioners of Burke county to levy a special tax

Passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Cherry, Flythe, Forkner, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Melchor, Murphy, Richardson, Respass, Scott, Smith, White and Winstead—22.

NAYS—Messrs. Blythe, Eppes, Lindsay, Love, Robbins, Shoffner, Welker, Whiteside and Wilson—9.

Senate bill to empower the County Commissioners of Onslow county to levy a special tax

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Cherry, Flythe, Forkner, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Melchor, Murphy, Richardson, Respass, Scott, Smith, White and Winstead—22.

NAYS—Messrs. Blythe, Eppes, Lindsay, Love, Robbins, Shoffner, Welker, Whiteside and Wilson—9.

Senate bill to empower the Commissioners of Richmond county to levy a special tax

Passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Cherry, Flythe, Forkner, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Melchor, Murphy, Richardson, Respass, Scott, Smith, White and Winstead—22.

NAYS—Messrs. Blythe, Eppes, Lindsay, Love, Robbins, Shoffner, Welker, Whiteside and Wilson—9.

Senate bill to authorize the County Commissioners of Sampson county to levy a special tax

Passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Cherry, Flythe, Forkner, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Melchor, Murphy, Richardson, Respess, Scott, Smith, White and Winstead—22.

NAYS—Messrs. Blythe, Eppes, Lindsay, Love, Robbins, Shoffner, Welker, Whiteside and Wilson—9.

Senate bill to amend the charter of the town of Greenville
Passed second reading.

Mr. Robbins asked leave to enter the following protest on the Journal:

PROTEST

Against the action of a majority of the Senate in refusing to allow the sections of the joint resolution introduced this day by the Senator from Guilford, Mr. Welker, to be considered and voted upon *seriatim*.

Said resolution embraces a great many distinct propositions not at all germane to one another. Many of the declarations of principle and policy therein contained meet the cordial approval of the undersigned, while, on the other hand, there are some other ideas embodied in said resolution which the undersigned as sincerely condemns.

By the aforesaid action of the majority, the undersigned found it impossible to cast any vote upon said resolution which would express his true sentiments or indicate his true position. By an affirmative vote, he would have approved doctrines which he condemns; by a negative vote, he would have disapproved much that he really endorses, and no course remained except to decline to cast a vote at all upon said resolution.

Against the action of the majority in thus throwing difficulties in the way of Senators voting their true sentiments upon the questions before this body, the undersigned enters his respectful protest.

WM. M. ROBBINS.

February 18, 1870.

The undersigned hereby join in the above protest for the reasons therein set forth, only differing in this—that instead of declining to vote upon said resolution, they saw proper to vote in the negative although approving the resolution in part. They protest that the action of the majority compelled them either to decline voting or to give a vote which did not completely reflect their true opinions, and that this difficulty in voting their true sentiments was needlessly thrown around Senators by the aforesaid action of the majority, which was therefore improper.

R. L. BEALL,
P. A. WILSON.

February 18, 1870.

On motion of Mr. Hyman, the Senate adjourned until tomorrow at 10, A. M.

SATURDAY, FEBRUARY 19th, 1870.

The Senate met pursuant to adjournment,

The President *pro tem.* in the Chair.

The Journal of Friday was read and approved.

The following notices of bills were given :

By Mr. Burns, of a bill to authorize the County Commissioners of Chatham county to levy a special tax ;

By Mr. McLaughlin, of a bill to amend section 95 of an act concerning the settlement of the estates of deceased persons.

The Committee on Internal Improvements reported favorably the following bills, viz :

Senate bill to incorporate the Greensboro' and Gulf Rail Road Company ;

Senate bill to incorporate the Union Rail Road Company ;

Senate bill to exempt citizens of Buncombe, Madison and Henderson counties from paying toll at any gate on the Buncombe Turnpike Road within their own counties.

Mr. Love, for the Committee on Roads, reported with amendments,

Senate bill to authorize the County Commissioners of Wilkes county to levy a special tax ;

And favorably

Engrossed House bill to create a Turnpike Road in Transylvania county.

Mr. Smith, for the Committee on Propositions and Grievances, reported with amendments

Senate bill to allow the County Commissioners of Halifax county to levy a special tax ;

And favorably

Senate bill for the relief of the Sheriff of Halifax county.

Mr. Graham, for the Judiciary Committee, reported favorably

Senate bill to protect *bona fide* conveyances of land in certain cases.

Mr. Stephens, for the Committee on Corporations, reported a substitute for

Engrossed House bill to repeal an act to incorporate the town of Milton, in the county of Caswell.

Mr. Hayes introduced a bill to secure the holders of bonds issued to the Williamston and Tarboro' Rail Road Company, and to decrease the debt of the State.

Read first time and referred to the Committee on Finance.

By Mr. Cherry, a bill to authorize the Sheriff of Pitt county to collect arrears of taxes.

Read first time and referred to the Committee on Finance.

By Mr. Love, a bill to incorporate the Trustees of Hayesville Masonic Institute.

Read first time and referred to the Committee on Corporations.

Engrossed House bill to authorize the Commissioners of Chowan county to levy a special tax

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Cherry, Flythe, Forkner, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Legg, Melchor, McLaughlin, Murphy, Scott, Smith and White—20.

NAYS—Messrs. Bellamy, Galloway, Graham, Hayes, Lindsay, Long, Love, Welker, Whiteside and Wilson—10.

Engrossed House bill to provide for the levying of a special tax in the county of Perquimans

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Cherry, Flythe, Forkner, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Legg, Melchor, McLaughlin, Murphy, Shoffner, Smith and White—20.

NAYS—Messrs. Bellamy, Galloway, Graham, Hayes, Lindsay, Long, Love, Welker, Whiteside and Wilson—10.

Engrossed House bill to authorize the County Commissioners of Burke county to levy a special tax

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Cherry, Davis, Flythe, Forkner, Harrington, Hyman, Hawkins, Lassiter, Legg, Martindale, Melchor, McLaughlin, Murphy, Richardson, Scott, Smith and White—22.

NAYS—Messrs. Bellamy, Galloway, Graham, Hayes, Long, Shoffner, Welker, Whiteside and Wilson—9.

Senate bill to empower the County Commissioners of Onslow County to levy a special tax

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Brogden, Burns, Cherry, Davis, Flythe, Galloway, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Legg, Melchor, McLaughlin, Murphy, Richardson, Scott, Shoffner, Smith and White—23.

NAYS—Messrs. Bellamy, Hayes, Lindsay, Long, Love, Welker, Whiteside and Wilson—8.

Senate bill to authorize the County Commissioners of Sampson county to levy a special tax

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Brogden, Burns, Cherry, Davis, Flythe, Galloway, Harrington, Hyman, Hawkins, Lassiter, Legg, Melchor, McLaughlin, Murphy, Richardson, Scott, Shoffner, Smith, Stephens and White—22.

NAYS—Messrs Bellamy, Graham, Hayes, Lindsay, Long, Love, Welker, Whiteside and Wilson—9.

Senate bill to amend the charter of the town of Greenville

Passed third reading, amended by adding as follows : “ *Provided*, That no income shall be taxed when the majority from which incomes is derived is taxed.”

The following is the vote on third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Cherry, Davis, Harrington, Hyman, Hawkins, Lassiter, Legg, Melchor, Murphy, Shoffner, Smith, Stephens, Welker, White and Whiteside—22.

NAYS—Messrs. Forkner, Graham, Hayes, Long, Love and McLaughlin—6.

Engrossed House bill to incorporate the Newton Female Academy

Passed second reading.

On motion of Mr. Barnes, it was ordered that bills on second reading be placed on their passage.

Senate bill to incorporate the town of Black Creek, in Wilson county,

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Cherry, Cook, Davis, Flythe, Forkner, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melchor, Murphy, Richardson, Shoffner, Smith, Stephens, White, Whiteside and Wilson—32.

NAYS—Messrs. Hayes and Welker—2.

Engrossed House bill to amend the charter of the Louisburg branch of the Wilmington and Weldon Rail Road

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Cherry, Davis, Forkner, Galloway, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, McLaughlin, Murphy, Richardson, Shoffner, Stephens, Welker, White, Whiteside and Wilson—27.

NAYS—Messrs. Hayes, Long and Love—3.

Senate bill to empower the County Commissioners of Richmond county to levy a special tax

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Cherry, Davis, Flythe, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Martindale, McLaughlin, Murphy, Richardson, Scott, Shoffner, Stephens and White—26.

NAYS—Messrs. Bellamy, Lindsay, Long, Love and Wilson—5.

Engrossed House bill to incorporate the Mechanics' Building and Loan Association of Raleigh, N. C.,

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Cherry, Cook, Flythe, Forkner, Galloway, Harrington, Hawkins, Jones of Mecklenburg, Jones of Wake, Love, Melchor, McLaughlin, Murphy, Richardson, Scott, Smith, Welker, White, Whiteside and Wilson—27.

NAYS—Mr. Hayes—1.

Engrossed House bill to lay out and construct a road through the counties of Ashe and Alleghany

Passed second reading.

Engrossed House bill to incorporate the Trustees of Ebenezer Church in the county of Mecklenburg

Passed second and third readings.

The following is the vote on third reading:

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Harrington, Hawkins, Jones of Mecklenburg, Jones of Wake, Lindsay, Melchor, McLaughlin, Murphy, Richardson, Scott, Shoffner, Smith, Welker, White, Whiteside and Wilson—29.

NAYS—Mr. Love—1.

Engrossed House bill to incorporate the Reversion Manufacturing Company

Passed second and third readings.

The following is the vote on third reading:

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Flythe, Forkner, Galloway, Hayes, Harrington, Hawkins, Jones of Mecklenburg, Lindsay, Melchor, McLaughlin, Murphy, Richardson, Scott, Shoffner, Smith, Welker, White and Whiteside—25.

NAYS—Messrs. Long and Love—2.

Engrossed House bill to amend an act to extend the corporate limits of the town of Lumberton

Passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Cook, Flythe, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lindsay, Long, Melchor, McLaughlin, Murphy, Richardson, Scott, Shoffner, Smith, Welker, White and Whiteside—28.

NAYS—None.

Engrossed House bill to incorporate the Reliance Bucket and Axe Company, No. 1, of the city of Newbern,

Passed second and third readings.

The following is the vote on third reading:

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Cherry, Davis, Flythe, Forkner, Galloway,

Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lindsay, Long, Love, Martindale, Melchor, McLaughlin, Murphy, Richardson, Scott, Shoffner, Smith, Welker, White and Whiteside—32.

NAYS—None.

Engrossed House bill to construct a road through the counties of Ashe and Alleghany was read third time.

Mr. Lindsay moved to strike out "ten" and insert "five."

The amendment was adopted by the following vote:

YEAS—Messrs. Barnes, Beall, Cook, Forkner, Galloway, Hawkins, Jones of Wake, Legg, Martindale, Melchor, McLaughlin, Murphy, Richardson, Scott, Smith, Stephens, White and Whiteside—18.

NAYS—Messrs. Beasley, Bellamy, Brogden, Burns, Blythe, Davis, Harrington, Hyman, Lindsay, Long, Love, Welker and Wilson—13.

Engrossed House bill to lay out and construct a road through the counties of Ashe and Alleghany was read second time and,

On motion of Mr. Love, was amended by adding the following to section 7, viz: "*Provided*, That no person shall be required to work more than thirty days on said road in any one year."

As amended, the bill was rejected by the following vote:

YEAS—Messrs. Barnes, Beall, Burns, Jones of Wake, Melchor, McLaughlin, Murphy, Richardson, Scott and Smith—10.

NAYS—Messrs. Beasley, Bellamy, Brogden, Cook, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lindsay, Long, Love, Martindale, Shoffner, Stephens, Welker, White and Whiteside—18.

Engrossed House bill to incorporate the Benevolent Sons of Edgecombe county,

Passed second and third readings.

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Cook, Flythe, Forkner, Graham, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Lindsay, Long,

Love, Martindale, Melchor, Murphy, Richardson, Scott, Stephens, Welker, White, Whiteside and Wilson—29.

NAYS—Messrs. Shoffner and Smith—2.

Engrossed House bill to incorporate Stonewall Lodge, No. 296, of A. F. and A. Masons, in the county of Martin.

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Cherry, Cook, Flythe, Graham, Hayes, Harrington, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Long, Love, Martindale, Melchor, Murphy, Richardson, Scott, Stephens, Welker, White and Whiteside—26.

NAYS—Messrs. Shoffner and Smith—2.

Senate bill to amend the charter of incorporation of the town of Pittsboro', in the county of Chatham,

Passed second and third readings, amended by inserting the following provision, viz :

“ Provided, The citizen voters of the town of Pittsboro' and the proposed territory that is to be annexed thereto, shall vote for or against extending the incorporation.”

The following is the vote on third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Davis, Flythe, Galloway, Harrington, Hawkins, Jones of Wake, Long, Martindale, McLaughlin, Richardson, Stephens, White and Winstead—20.

NAYS—Messrs. Cherry, Jones of Mecklenburg, Lindsay, Love, Melchor, Murphy, Smith and Whiteside—8.

Engrossed House bill in relation to Hugh B. Guthrie

Passed second and third readings, amend as follows, viz :
Make the title of the bill read thus—“ A bill to be entitled an act in relation to arrearages of taxes in the county of Orange, for the year 1867 ;” also, by adding the following to section 1, viz : “ and if there is any surplus after paying the amount still due on the official bond of the late sheriff,

for the year 1867, it shall be paid to the sureties on said bond ;” also, by striking out “ H. B. Guthrie ” and inserting “ John Turner.”

The following is the vote on third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Blythe, Cherry, Cook, Davis, Flythe, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Martindale, McLaughlin, Murphy, Richardson, Scott, Shoffner, Stephens, Welker, White and Whiteside—34.

NAYS—Mr. Bellamy—1.

Senate bill to allow the Commissioners of Northampton county to levy a special tax

Passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Cherry, Cook, Davis, Flythe, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Martindale, Melchor, McLaughlin, Murphy, Richardson, Scott, Stephens, White, Whiteside and Wilson—32.

NAYS—Messrs. Blythe, Love and Welker—3.

Senate bill to amend the charter of the town of Franklin

Passed second reading.

Mr. Welker moved to adjourn until Monday at 10, A. M.

The motion prevailed by the following vote :

YEAS—Messrs. Beall, Bellamy, Burns, Cherry, Cook, Forkner, Galloway, Graham, Hyman, Jones of Mecklenburg, Lassiter, Legg, Long, Martindale, McLaughlin, Murphy, Scott, Welker, White and Wilson—20.

NAYS—Messrs. Barnes, Brogden, Blythe, Davis, Flythe, Hayes, Harrington, Hawkins, Jones of Wake, Lindsay, Love, Melchor, Richardson, Stephens and Whiteside—15.

The Senate adjourned.

MONDAY, FEBRUARY 21st, 1870.

The Senate met pursuant to adjournment,

The President *pro tem.* in the Chair.

The Journal of Saturday was read and approved.

Mr. Lassiter, for the Judiciary Committee, reported favorably

Engrossed House bill to authorize the Public Treasurer to pay to the Attorney General such sums of money as may be required to conduct a suit against the Albemarle and Chesapeake Canal Company.

The Judiciary Committee reported favorably the following bills, viz :

Senate bill to prevent the sale of the reversionary interest in homestead lands ;

Senate bill to amend section 283, title XII, of the Code of Civil Procedure ;

Senate bill to punish the stealing of cotton ;

Senate bill to require Clerks of the Superior Court to advertise schedule of fees ;

Senate bill in relation to execution of process in cases where Sheriffs are interested ;

Senate bill in relation to the probate of deeds of non-residents.

The Judiciary Committee reported unfavorably,

Senate bill to empower the Foreman of the Grand Jury to swear witnesses.

The same Committee reported back to the Senate

Senate bill to amend the laws of 1868-'69, chapter 118, section 2, and asked the reference of the bill to the Committee on Roads.

The report was concurred in and the bill so referred.

The Committee also reported back to the Senate Senate bill concerning insurance companies and asked that it be referred to the Finance Committee.

The report was concurred in and the bill so referred.

Mr. Martindale, for the Committee on Internal Improvements, reported, with amendments, engrossed House bill amendatory of an act relative to the Western Turnpike Road.

Mr. Cook gave notice of a bill to repeal the act to appoint inspectors for the city of Wilmington and to empower the Chamber of Commerce to regulate and control said inspectors.

Mr. Richardson gave notice of a bill to amend an act providing for the erection of a penitentiary.

The following bills were introduced, read first time and referred as stated:

By Mr. Burns, a bill to authorize the County Commissioners of Chatham county to levy a special tax.

To the Committee on Finance;

By Mr. McLaughlin, a bill to amend section 95 of an act concerning the settlement of the estates of deceased persons.

To the Committee on the Judiciary; and

By Mr. Hayes, a bill in regard to the State Printing and Binding.

Placed on the calendar.

Mr. Lindsay moved a reconsideration of the vote by which the Senate rejected on third reading engrossed House bill to lay out and construct a road through the counties of Ashe and Alleghany.

The motion to reconsider prevailed by the following vote:

YEAS—Messrs. Barnes, Beall, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Davis, Eppes, Flythe, Forkner, Graham, Hayes, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Lindsay, Love, Martindale, Melehor, McLaughlin, Murphy, Richardson, Scott, Smith, Stephens, Welker, White, White-side and Wilson—32.

NAYS—Mr. Harrington—1,

When the bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Blythe, Davis, Eppes, Flythe, Forkner, Graham, Hawkins, Jones of Mecklenburg, Lindsay,

Melchor, McLaughlin, Murphy, Ricardson, Scott, Smith, Stephens, White and Wilson—20.

NAYS—Messrs. Beasley, Brogden, Burns, Cherry, Harrington, Hyman and Welker—7.

The House of Representatives transmitted the following bills, which were read first time and referred as stated, viz :

Engrossed House bill to authorize an election of municipal officers for Company Shops, in Alamance county.

To the Committee on Privileges and Elections ;

Engrossed House bill to authorize the County Commissioners of Catawba county to sell certain lots.

To the Committee on Education.

The House of Representatives concurred in the passage of Senate bill to incorporate the Rescue Steam Fire Engine Company, No. 1, of the city of Raleigh, and notified the Senate of the same by message.

Mr. Martindale gave notice of a bill to incorporate the Shingleman's Bank, of Plymouth.

On motion of Mr. Whiteside, the Senate reconsidered the vote by which engrossed House bill in relation to the settlement of the estates of deceased persons passed third reading.

On motion of Mr. Whiteside, the amendment offered by himself and adopted by the Senate on the third reading of the bill was reconsidered.

The question being on the adoption of the amendment,
The same was rejected.

Mr. Murphy offered the following amendment :

“ Provided, That the provisions of this act shall not affect any preference allowed physicians by the law which went into effect July 1st, 1869.”

Mr. Davis offered the following amendment to the amendment : *“ To also include the claims of teachers of private schools.”*

The amendment of Mr. Davis was rejected.

The amendment of Mr. Murphy was rejected by the following vote :

YEAS—Messrs. Beall, Beasley, Bellamy, Cook, Davis, Flythe, Galloway, Hayes, Legg, Martindale, Murphy, Scott, Smith, Stephens, Welker and White—16.

NAYS—Messrs. Barnes, Brogden, Burns, Blythe, Cherry, Colgrove, Forkner, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Love, Melchor, McLaughlin, White and Whiteside—19.

The bill passed its third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Brogden, Blythe, Cherry, Cook, Davis, Flythe, Galloway, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Love, Martindale, Melchor, McLaughlin, Richardson, Scott, White, Whiteside and Wilson—22.

NAYS—Messrs. Beasley, Bellamy, Burns, Colgrove, Forkner, Hayes, Harrington, Hyman, Lindsay, Murphy, Smith, Stephens and Welker—13.

On motion of Mr. Welker, joint resolution in relation to printing, introduced by himself, was taken up.

Mr. Jones, of Mecklenburg, moved to strike out the word "temporarily."

Mr. Hayes moved to amend the motion by striking out the words "to make arrangements temporarily."

Mr. Stephens offered the following substitute :

"Resolved, That the President of the Senate be authorized to advertise for and receive sealed proposals for State printing and binding up to the 28th of February, and that said proposals shall be opened in the presence of the Senate, and the lowest bidder shall be awarded the contract."

The amendment offered by Mr. Hayes was accepted by Mr. Welker.

Mr. Galloway moved to lay the whole subject on the table. The motion did not prevail by the following vote :

YEAS—Messrs. Cook, Davis, Galloway, Hayes, Hyman, Legg and Martindale—7.

NAYS—Messrs Barnes, Beall, Beasley, Bellamy, Burns, Blythe, Eppes, Forkner, Graham, Harrington, Hawkins, Jones of Mecklenburg, Lassiter, Lindsay, Love, Melchor, McLaughlin, Murphy, Richardson, Scott, Smith, Stephens, Welker, White, Whiteside and Wilson—26.

Mr. Hayes moved to insert the following after the word “required” in line 4, viz: “To receive sealed proposals.”

The amendment was adopted by the following vote:

YEAS—Messrs. Barnes, Beasley, Colgrove, Cook, Davis, Eppes, Flythe, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Legg, Love, Martindale, Melchor, McLaughlin, Richardson, Scott, Smith, Welker, White, Whiteside and Wilson—26.

NAYS—Messrs. Beall, Bellamy, Burns, Forkner, Lassiter, Lindsay and Stephens—7.

Mr. Stephens withdrew his substitute.

Mr. Love moved to amend by inserting the following words after the word “Proposals,” viz: “To be called for, by the Committee on Printing, by advertisement one day in the daily papers of this city.”

The amendment was adopted.

On motion of Mr. Hayes the word “Binding” was stricken out of the resolution where it first occurs.

Mr. Love moved to add the following after the word “State,” viz: “Until the 1st day of January, 1871.”

The amendment was adopted.

The resolution as amended was adopted.

Mr. Martindale moved a suspension of the rules to transmit at once the resolution just adopted to the House of Representatives.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Burnes, Blythe, Cherry, Colgrove, Davis, Flythe, Graham, Hayes, Harrington, Hawkins, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Love, Martindale, Melchor, McLaughling, Scott, Smith, Stephens, White, Whiteside and Wilson—27.

NAYS—Messrs. Bellamy and Cook—2

Mr. Love introduced a resolution in favor of W. W. & D. M. Watts.

Read first time and referred to the Committee on Propositions and Grievances.

Also a resolution in favor of James W. Cooper, of Cherokee county.

Read first time and referred to the Committee on Propositions and Grievances.

On motion of Mr. Legg, Senate bill to amend chapter 29, laws of 1860-'61, was taken from the table and placed on the calendar, with an amendment offered by himself.

The unfinished business being the consideration of a substitute for Senate bill to provide for the election of members of the General Assembly, the same was taken up.

Mr. Galloway moved to strike out "twenty-four" in section 15 of the printed bill, and insert "forty-eight."

The amendment was adopted.

Mr. Love offered chapter 52, section 11, of the Revised Code as a substitute for the first sentence of section 15, printed bill.

The amendment was rejected.

Mr. Jones, of Mecklenburg, moved to amend section 15, by striking out "third" in line 7, and inserting "fourth."

The amendment was withdrawn.

On motion of Mr. Davis, the vote by which the Senate struck "twenty-four" from section 15, and inserted "forty-eight" was reconsidered.

On motion of Mr. Stephens, "forty" was substituted for "forty-eight."

Mr. Galloway offered the following provision, to come in at the end of the section, viz :

"Provided, That the county of Carteret shall be allowed until the first Tuesday after the election to make her returns."

The amendment was adopted.

On motion of Mr. Jones, of Mecklenburg, the words "third day" were stricken out of section 15, and "Saturday" inserted.

On motion of Mr. Davis, section 15 was amended by inserting after the word "hours," in line 2, the following words: "Which forty hours shall commence at the closing of the polls at sundown on Thursday evening of the day of election."

The amendment was adopted.

On motion of Mr. Beall, section 15 was amended by striking out the words "ensuing the day of election."

On motion of Mr. Hayes, the Senate adjourned until to-morrow at 10, A. M.

TUESDAY, FEBRUARY 22nd, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Monday was read and approved.

Mr. Forkner, for the Committee on Internal Improvements, reported favorably

Engrossed House bill to incorporate the Edenton and Norfolk Rail Road.

Mr. Martindale, for the same Committee, reported favorably

Engrossed House bill to amend chapters 65 and 112 of the public laws.

Mr. Legg, for the Committee on Agriculture, reported favorably the following bills, viz.:

Engrossed House bill to make Dan River a lawful fence, to a certain extent, in the county of Stokes;

Engrossed House bill declaring a portion of Tar River a lawful fence;

Senate bill to make certain portions of Neuse River a lawful fence in the county of Johnston;

Mr. Respass, for the Committee on Salaries and Fees, reported unfavorably

Senate bill amendatory of the Code of Civil Procedure ;

Also, Senate bill in relation to Salaries and Fees ;

And favorably

Senate bill to repeal section 13, chapter 102, of the Revised Code ;

Also, Senate bill to amend sections 562 and 563, chapter 280, laws of 1868-'69 ;

Mr. Graham, for the Judiciary Committee, reported favorably

Senate bill concerning town lots in the town of Lenoir ;

Also, Senate bill to amend chapter 90 of the laws of 1868-'69.

The Committee also recommended a substitute for

Engrossed House bill to allow township magistrates to take the privy examination of married women.

The same Committee reported unfavorably

Engrossed House bill to amend section 19 of an act concerning Guardian and Ward, and

Recommended that Senate bill to repeal certain laws of 1868-'69 be tabled until the revenue bill shall be sent from the House of representatives, and that it then be taken up and considered.

The report of the Committee was concurred in by the Senate.

Mr. Burns moved a suspension of the rules to take up a bill and put it on its passage.

The motion prevailed by the following vote :

YEAS—Messrs. Beasley, Bellamy, Brogden, Burns, Flythe, Forkner, Galloway, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Martindale, Melchor, Murphy, Richardson, Respass, Scott, Smith, Welker, Whiteside, Winstead and Wilson—27.

NAYS—Messrs. Barnes and McLaughlin—2,

When Senate bill concerning Rail Roads of North Carolina was taken up and read second time.

The following amendment, offered by the Committee on Internal Improvements, was adopted, viz : by adding to section 3 as follows :

“ Provided, This act shall not apply to rail roads in which the State is not a stockholder.”

As amended, the bill,

On motion of Mr. Stephens, was indefinitely postponed.

A communication was received from the Superintendent of Public Works in response to a Senate resolution in relation to the Executive Mansion.

The following bills were introduced, read first time and disposed of as stated, viz :

By Mr. Richardson, a bill to amend chapter 238 of the laws of 1868-'69.

Placed on the calendar ;

By Mr. Martindale, a bill to charter the Shingleman's Bank of Plymouth.

Referred to the Committee on Banks ;

By Mr. Legg, a bill to extend the corporate limits of the town of Smithville.

Referred to the Committee on Corporations ;

By Mr. Martindale, a bill to incorporate the Chesapeake and Gulf Transportation Company.

To the Committee on Corporations.

Mr. Respass gave notice of a bill to amend chapter 270, section 97, of the act of 1868-'69.

Mr. McLaughlin introduced a resolution of instructions to the Judiciary Committee.

Adopted.

The unfinished business being the consideration of a substitute for Senate bill to provide for the election of members of the General Assembly, the same was taken up.

Mr. Blythe offered a substitute for a portion of section 15.

The question was divided.

The motion to strike out did not prevail.

On motion of Mr. Stephens, section 15 was amended by striking out "forty hours" in line 2, and inserting "by noon Saturday."

On motion of Mr. Graham, section 15 was amended by striking out all after the word "election" in line 7, by the following vote :

YEAS—Messrs. Barnes, Beall, Brogden, Blythe, Cherry, Cook, Eppes, Flythe, Graham, Hawkins, Jones of Mecklenburg, Lassiter, Long, Love, McLaughlin, Murphy, Richardson, Scott, Whiteside and Winstead—20.

NAYS—Messrs. Beasley, Burns, Colgrove, Galloway, Hayes, Harrington, Hyman, Martindale, Respass, Smith, Stephens, Welker and White—13.

The special order being the consideration, on second reading, of engrossed House bill to incorporate the Wilson and Carolina Rail Road Company, the same was taken up.

The bill passed second reading.

Mr. Graham moved a suspension of the rules to put the bill on its passage.

The motion prevailed by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Cherry, Colgrove, Flythe, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Martindale, Melchor, McLaughlin, Murphy, Richardson, Respass, Scott, Smith, Stephens, Welker, White, Whiteside, Winstead and Wilson—33.

NAYS—None.

The bill was read third time and passed by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Cherry, Colgrove, Eppes, Flythe, Forkner, Galloway, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Lindsay, Martindale, Melchor, McLaughlin, Murphy, Richardson, Respass, Scott, Smith, Welker, Whiteside, Winstead and Wilson—29.

NAYS—Mr. Love—1.

Mr. Martindale moved a suspension of the rules to take up a bill.

The motion prevailed by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Blythe, Cherry, Colgrove, Eppes, Flythe, Forkner, Galloway, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg Lassiter, Lindsay, Long, Love, Martindale, McLaughlin, Murphy, Richardson, Respass, Scott, Smith, Welker, Whiteside, Winstead and Wilson—31.

NAYS—Messrs. Hayes, Melchor and White—3,

When Senate bill to authorize the Williamston and Tarboro' Rail Road Company to issue first mortgage bonds was taken up and read third time.

Mr. Martindale offered the following as a new section, viz :

“SECTION —. That the Williamston and Tarboro' Rail Road Company shall have power to extend their road to Plymouth, in Washington county.”

The amendment was adopted.

Mr. Hayes offered the following provision to follow section 1, viz :

“*Provided*, That said second mortgage bonds be in all other respects the same as the first mortgage bonds now held by the State, bearing the same interest and payable in the same manner ; and the President of said Williamston and Tarboro' Rail Road Company shall also deposit with the Public Treasurer the sum of \$54,000 dollars of the said first mortgage bonds, to be applied to the payment of the interest on the bonds heretofore issued by the State in aid of said road. And this act shall only be in effect when said deposit is made and this act shall have been fully complied with.”

The amendment was adopted by the following vote :

YEAS—Messrs. Beasley, Brogden, Burns, Blythe, Colgrove,

Davis, Hayes, Harrington, Lindsay, Long, Love, Melchor, McLaughlin, Smith, Stephens, Welker, White and Winstead—18.

NAYS—Messrs. Barnes, Beall, Bellamy, Cherry, Cook, Eppes, Graham, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Murphy, Richardson, Respass, Scott, Whiteside and Wilson—17.

Mr. Stephens moved to postpone the bill indefinitely.

The motion prevailed by the following vote :

YEAS—Messrs. Beasley, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Hayes, Harrington, Lassiter, Lindsay, Long, Love, McLaughlin, Smith, Stephens, Welker, White and Winstead—20.

NAYS—Messrs. Barnes, Beall, Cherry, Davis, Flythe, Graham, Hyman, Hawkins, Jones of Mecklenburg, Martindale, Melchor, Murphy, Respass, Scott, Whiteside and Wilson—16.

The consideration of the unfinished business was resumed. Section 16 was read and the following blanks filled :

1st District with Hertford ;

2d District with Plymouth ;

3d District with Leachville, Beaufort county ;

5th District with Colerain ;

9th District with E. W. Winstead's ;

10th District with Newbern ;

11th District with Trenton ;

12th District with Richlands ;

13th District with Wilmington ;

14th District with Whitesville ;

18th District with Goldsboro' ;

19th District with ;

21st District with Oak Hill ;

26th District with Gibsonville ;

27th District with New Hope ;

28th District with Mineral Spring, Moore county ;

29th District with Wadesboro' ;

34th District with Germanton ;

36th District with Statesville ;
38th District with Rutherfordton ;
39th District with Wilkesboro' ;
40th District with Hendersonville ;
41st District with Lenoir ;
42d District with Burnsville ; and
43d District with Franklin.

On motion of Mr. Welker, section 17 was amended as follows : In line 2 strike out " at least three separate " and insert " one," strike out " of the three ;" line 6 strike out " boxes " and insert " box."

On motion of Mr. Welker, section 18 was amended as follows : In line 2 strike out the words " and the two copies hereinafter provided for ;" also strike out in line 4 and 5 the words " he shall furnish one copy to the judges of each of the three boxes ;" also strike out " three," line 5, and insert " one."

Mr. Love moved to amend section 20, line 1, by striking out the following words : " with intent to commit a fraud."

The motion did not prevail by the following vote :

YEAS—Messrs. Barnes, Beall, Graham, Jones of Mecklenburg, Lindsay, Love, Melchor, McLaughlin, Murphy, Scott, Whiteside and Wilson—12.

NAYS—Messrs. Beeman, Bellamy, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Davis, Flythe, Galloway, Hayes, Harrington, Hyman, Hawkins, Lassiter, Legg, Long, Richardson, Respass, Smith, Stephens, Welker, White and Winstead—25.

Mr. Love moved to strike out the following words in section 20, lines 5 and 6, viz : " or fined not less than one hundred nor more than five hundred dollars, at the discretion of the court."

The motion did not prevail by the following vote :

YEAS—Messrs. Barnes, Graham, Jones of Mecklenburg, Lindsay, Love, McLaughlin, Murphy, Scott, Whiteside and Wilson—10.

NAYS—Messrs. Beall, Beasley, Bellamy, Brogden, Burns, Colgrove, Cook, Davis, Eppes, Flythe, Forkner, Galloway, Hayes, Harrington, Hyman, Long, Richardson, Respass, Smith, Stephens, Welker, White and Winstead—23.

Mr. Beall moved to insert after the word "time," line 2, section 20, the following: "Or who shall induce another to do so."

The motion prevailed by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Burns, Davis, Eppes, Flythe, Forkner, Graham, Hayes, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Long, Love, McLaughlin, Murphy, Richardson, Scott, Stephens, Welker, White, Whiteside, Winstead and Wilson—26.

NAYS—Messrs. Bellamy, Brogden, Cherry, Colgrove, Harrington, Hyman, Respass and Smith—8.

Mr. Love offered the following substitute for section 21 :

"Any person may be challenged on the day of election, and for good cause then shown the judges may refuse his ballot."

The amendment did not prevail by the following vote :

YEAS—Messrs. Barnes, Beall, Graham, Jones of Mecklenburg, Love, Murphy, Scott and Whiteside—8.

NAYS—Messrs. Beasley, Bellamy, Brogden, Burns, Blythe, Cherry, Colgrove, Davis, Eppes, Flythe, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Lassiter, Legg, Long, McLaughlin, Richardson, Respass, Smith, Stephens, White and Winstead—26.

Mr. Stephens offered the following as a new section, viz :

"No voter shall be debarred from registering and voting where he has lived out of the county more than thirty days, provided he shall have his permanent home where he offers to register."

The amendment was rejected.

On motion of Mr. Welker, the word "passage" was stricken from section 24, and "ratification" inserted.

Mr. Welker moved a reconsideration of the vote by which the following words were added to section 1 of the substitute, viz: "a Judge for the 8th Judicial District."

On motion of Mr. Respass, the previous question was ordered.

The motion to reconsider prevailed by the following vote :

YEAS—Messrs. Beasley, Brogden, Burns, Blythe, Colgrove, Davis, Eppes, Forkner, Hayes, Hyman, Lassiter, Legg, Long, Smith, Stephens, Welker, White and Winstead—18.

NAYS—Messrs. Barnes, Beall, Cherry, Flythe, Graham, Harrington, Jones of Mecklenburg, Melchor, McLaughlin, Murphy, Respass, Scott, Whiteside and Wilson—14.

Mr. Graham moved to adjourn.

Not agreed to.

The question being on the adoption of the amendment to section 1 of the substitute, the same was adopted by the following vote :

YEAS—Messrs. Barnes, Beall, Bellamy, Cherry, Cook, Flythe, Graham, Harrington, Jones of Mecklenburg, Lindsay, Love, Melchor, McLaughlin, Murphy, Richardson, Respass, Scott, Whiteside and Wilson—19.

NAYS—Messrs. Beasley, Brogden, Blythe, Colgrove, Davis, Eppes, Forkner, Hayes, Hyman, Lassiter, Legg, Long, Smith, Stephens, Welker, White and Winstead—17.

The original bill was amended by the adoption of the substitute.

The original bill, as amended by the adoption of the substitute, passed second reading.

Leave of absence was granted Mr. Welker for to-morrow.

The House of Representatives transmitted the following bills, which were read first time and referred as stated :

Engrossed House bill to incorporate the Colesville Lodge of Free Masons, No. 278.

To the Committee on Corporations ;

Engrossed House bill to supply funds for the use of the Insane Asylum, and for other purposes.

To the Committee on Finance.

The House of Representatives concurred in Senate resolution on printing and notified the Senate of the same by message.

Mr. Brogden introduced the following resolution, which was adopted :

“ WHEREAS, According to the recorded history of our country, the 138th birth day of George Washington, the first President of the United States of America, has again arrived in the flight of time ; and whereas, the patriotism, services, example and memory of Washington should be ever vividly cherished by all true American citizens, whether native or adopted ; therefore

Resolved, That in testimony of our sincere respect for the illustrious life, wise examples, eminent services, christian virtues, devoted patriotism, profound wisdom, natural sagacity and exalted fame, the Senate do now adjourn until to-morrow at 10, A. M.

WEDNESDAY, FEBRUARY 23rd, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Tuesday was read and approved.

Mr. Respass, for the Committee on Banks, reported favorably

Senate bill to charter the Shingleman's Bank of Plymouth.

The House of Representatives transmitted

Senate bill to incorporate the Planter's Rail Road Company, with amendments.

The Senate concurred in the amendments and notified the House of Representatives of the same.

Mr. Long gave notice of a bill to amend chapter 270, public laws of 1868-'69, entitled an act concerning the powers and duties of State officers.

Mr. Blythe introduced a bill to propose certain amendments to the Constitution by legislative enactment.

Read first time and referred to a special committee, consist- of Messrs. Blythe, Winstead, Jones of Mecklenburg, Forkner and Murphy.

Mr. Stephens moved a reconsideration of the vote by which the Senate on yesterday postponed indefinitely

Senate bill to allow the Williamston and Tarboro' Rail Road Company to issue bonds.

Mr. White moved to lay that motion on the table.

The motion to table did not prevail by the following vote :

YEAS—Messrs. Bellamy, Brogden, Burns, Colgrove, Cook, Flythe, Hayes, Hyman, Lindsay, Long, Love and White—12.

NAYS—Messrs. Barnes, Cherry, Davis, Forkner, Galloway, Graham, Harrington, Hawkins, Jones of Mecklenburg, Martindale, Melchor, McLaughlin, Murphy, Richardson, Respass, Robbins, Scott, Smith, Stephens, Sweet, Whiteside, Winstead and Wilson—23.

The motion to reconsider prevailed.

Mr. White moved the consideration of the bill be postponed until Thursday next.

The motion did not prevail by the following vote :

YEAS—Messrs. Barnes, Cherry, Colgrove, Davis, Forkner, Graham, Harrington, Hawkins, Jones of Mecklenburg, Lassiter, Lindsay, Love, Martindale, Melchor, McLaughlin, Murphy, Richardson, Respass, Robbins, Scott, Stephens, Whiteside and Wilson—23.

NAYS—Messrs. Bellamy, Brogden, Burns, Cook, Hayes, Hyman, Long, White and Winstead—9.

Mr. Bellamy moved the previous question.

The motion did not prevail.

Mr. Stephens moved to postpone the consideration of the bill until to-morrow at 11 o'clock.

Mr. Cook moved to lay that motion on the table.

The motion to table did not prevail by the following vote :

YEAS—Messrs. Beasley, Bellamy, Brogden, Burns, Colgrove, Cook, Flythe, Hayes, Hyman, Lindsay, Long, Love, Smith, White and Winstead—15.

NAYS—Messrs. Barnes, Cherry, Davis, Graham, Harrington, Hawkins, Jones of Meeklenburg, Lassiter, Martindale, Melchor, McLaughlin, Murphy, Richardson, Respass, Scott, Stephens, Whiteside and Wilson—18.

Mr. Cook moved to postpone until Friday next at 11 o'clock.

The motion of Mr. Cook did not prevail by the following vote :

YEAS—Messrs. Bellamy, Brogden, Blythe, Colgrove, Cook, Hayes, Hyman, Long, Smith and White—10.

NAYS—Messrs. Barnes, Beasley, Burns, Cherry, Davis, Eppes, Flythe, Forkner, Graham, Harrington, Hawkins, Jones of Meeklenburg, Lindsay, Love, Martindale, Melchor, McLaughlin, Murphy, Richardson, Respass, Robbins, Scott, Stephens, Whiteside, Winstead and Wilson—26.

The motion of Mr. Stephens prevailed by the following vote:

YEAS—Messrs. Barnes, Bellamy, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Davis, Eppes, Forkner, Hyman, Hawkins, Jones of Meeklenburg, Lassiter, Richardson, Respass, Smith, Stephens, White and Whiteside—21.

NAYS—Messrs. Beasley, Flythe, Graham, Hayes, Harrington, Lindsay, Long, Love, Martindale, Melchor, McLaughlin, Murphy, Robbins, Scott, Winstead and Wilson—16.

Leave of absence was granted Mr. Davis from Saturday next for an indefinite period ;

To Mr. Colgrove from to-morrow until Monday next.

Code bill entitled "An act to repeal the law concerning fences in certain townships"

Was read third time.

The amendments offered by the Committee on Agriculture, viz: by striking out "townships" and inserting "counties,"

Were adopted by the following vote:

YEAS—Messrs. Beasley, Brogden, Burns, Blythe, Davis, Eppes, Forkner, Hyman, Lassiter, Lindsay, Long, McLaughlin, Murphy, Richardson, Respass, Robbins, Scott, Smith, Sweet, White, Whiteside and Wilson—22.

NAYS—Messrs. Barnes, Bellamy, Graham, Harrington, Jones of Mecklenburg, Love, Melchor and Winstead—8.

Mr. White moved to amend the bill by adding the following provision, viz.:

"Provided, That the counties of Gates, Chowan, Perquimans, Pasquotank, Camden and Currituck be exempt from the provisions of this act."

Mr. Love moved to amend the amendment by including the counties of "Clay, Cherokee, Macon, Haywood and Jackson."

Mr. Love moved to lay the subject on the table.

The motion did not prevail by the following vote:

YEAS—Messrs. Brogden, Cook, Hayes, Hyman, Love, Martindale, Melchor, McLaughlin, Smith, Sweet, White and Whiteside—12.

NAYS—Messrs. Barnes, Beall, Beasley, Burns, Cherry, Colgrove, Davis, Eppes, Flythe, Forkner, Galloway, Graham, Harrington, Hawkins, Jones of Mecklenburg, Lassiter, Lindsay, Long, Murphy, Richardson, Respass, Robbins, Scott, Stephens, Winstead and Wilson—26.

The amendment offered by Mr. Love to the amendment was adopted.

The amendment of Mr. White, as amended, was rejected.

Mr. Love moved to postpone the consideration of the bill indefinitely.

Mr. Robbins offered the following substitute for section 2, viz :

“The Commissioners of any county shall not submit such question to the electors of such county except upon the written request of at least fifty voters residing therein, and the question shall not be submitted except at the time of a general election.”

On motion of Mr. Graham, the previous question was ordered.

The amendment of Mr. Robbins was adopted by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Davis, Eppes, Flythe, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Martindale, Melchor, McLaughlin, Richardson, Respass, Robbins, Scott, Smith, Stephens, Sweet, White, Whiteside and Wilson—36.

NAYS—Mr. Galloway—1.

The bill as amended passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Burns, Cherry, Davis, Flythe, Forkner, Graham, Hawkins, Jones of Mecklenburg, Lassiter, Lindsay, Long, Murphy, Richardson, Respass, Robbins, Scott, Stephens, Winstead and Wilson—22.

NAYS—Messrs. Brogden, Cook, Eppes, Galloway, Hayes, Harrington, Hyman, Love, Martindale, Melchor, McLaughlin, Smith, Sweet, White and Whiteside—15.

A communication was received from his Excellency, the Governor, transmitting a report from the Auditor of the expenses attending Capitol Square.

The report was being read,

When Mr. Respass moved that the reading of the report be dispensed with and that 20 copies be printed for the use of the Senator from Jackson.

Mr. Stephens moved to amend by adding "also 20 copies for the use of the Senator from Rowan."

The motion of Mr. Stephens prevailed.

The motion of Mr. Respass, as amended, did not prevail by the following vote :

YEAS—Messrs. Bellamy, Brogden, Davis, Forkner, Galloway, Graham, Hayes, Hawkins, Martindale, Respass, Smith, Stephens and Sweet—13.

NAYS—Messrs. Barnes, Beall, Beasley, Burns, Cook, Eppes, Flythe, Harrington, Hyman, Jones of Mecklenburg, Lassiter, Lindsay, Long, Melchor, McLaughlin, Murphy, Richardson, Robbins, Scott, White, Whiteside, Winstead and Wilson—23.

Mr. Cook moved that the reading of the report be dispensed with, and that one copy be printed for the use of each member.

The motion did not prevail.

Mr. Respass moved to adjourn.

The motion did not prevail.

Mr. Bellamy moved a suspension of the rules, so as to adjourn until to-morrow at 10, A. M.

The motion did not prevail.

Mr. Sweet moved that the report be laid on the table and printed, one copy for the use of each member.

The motion prevailed.

A communication was received from his Excellency, the Governor, in relation to the detective force.

The same was read and ordered printed, one copy for the use of each member.

On motion of Mr. Graham, it was ordered that when the Senate adjourn it adjourn to meet at 10 A. M., to-morrow.

On motion of Mr. Stephens, the Senate adjourned.

THURSDAY, FEBRUARY 24th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Wednesday was read and approved.

Mr. Brogden, for the Finance Committee, reported favorably Senate bill to authorize the County Commissioners of Chat-ham county to levy a special tax ;

Also, Senate bill to authorize the Sheriff of Pitt county to collect arrears of taxes.

Mr. Love gave notice of a bill in relation to the Executive Mansion ;

Also, of a bill in relation to the Auditor's annual report.

Mr. Long introduced a bill to amend chapter 270, public laws of 1868-'69, entitled an act concerning the powers and duties of State officers.

The bill was read first time.

Mr. Long moved a suspension of the rules to place the bill on the calendar.

The motion did not prevail by the following vote :

YEAS—Messrs. Cook, Eppes, Flythe, Forkner, Graham, Hawkins, Jones of Wake, Lassiter, Long, Martindale, McLaughlin, Richardson, Robbins, Stephens, Welker and Winstead—16.

NAYS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Cherry, Colgrove, Davis, Harrington, Hyman, Legg, Lindsay, Love, Melchor, Moore of Carteret, Murphy, Respess, Scott, Smith, White, Whiteside and Wilson—23.

Mr. Love moved to refer the bill to the Committee on Propositions and Grievances.

Mr. Forkner moved to refer to the Judiciary Committee.

The motion of Mr. Forkner prevailed.

The House of Representatives concurred in the following bills, and notified the Senate of the same :

Senate bill to protect Sheriffs in the sale of lands ;

Senate bill to legalize and make valid an election held in the town of Pittsboro', in the county of Chatham, for municipal officers of said town;

Also, Senate bill to allow the County Commissioners of Jones county to levy a special tax.

Mr. Brogden introduced a bill to amend section 199, chapter 4, of the Code of Civil Procedure.

Read first time and referred to the Judiciary Committee.

Mr. Robbins moved a reconsideration of the vote by which the Senate passed on third reading a bill entitled an act to repeal the law on "Fences" in certain townships.

Mr. Welker moved to lay that motion on the table.

The motion prevailed by the following vote:

YEAS—Messrs. Beall, Beasley, Bellamy, Burns, Cherry, Colgrove, Cook, Forkner, Graham, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Melchor, Moore of Carteret, Murphy, Respass, Scott, Stephens, Welker, Winstead and Wilson—25.

NAYS—Messrs. Barnes, Brogden, Davis, Flythe, Galloway, Harrington, Martindale, McLaughlin, Richardson, Robbins, Smith, White and Whiteside—13.

Mr. Brogden moved a suspension of the rules to introduce a bill.

The motion did not prevail by the following vote:

YEAS—Messrs. Beall, Brogden, Cherry, Eppes, Flythe, Forkner, Galloway, Hyman, Jones of Mecklenburg, Jones of Wake, Lassiter, Long, Martindale, Melchor, Moore of Carteret, McLaughlin, Murphy, Richardson, Robbins, Scott, Smith, Stephens, Sweet, Whiteside and Wilson—25.

NAYS—Messrs. Barnes, Beasley, Bellamy, Burns, Colgrove, Harrington, Hawkins and Respass—8.

Mr. Respass introduced a resolution in relation to adjournment.

Laid over under the rules.

A communication was received from his Excellency, the

Governor, transmitting a report from the State Auditor in relation to ice furnished the Capitol and contingencies.

On motion of Mr. Martindale, the reading was dispensed with, and ordered printed one copy for the use of each member.

Mr. Love moved that the report be returned to the State Auditor with a request that he report in accordance with the resolution passed calling for the report.

Mr. Moore, of Carteret, moved to lay the motion on the table.

The motion to table prevailed by the following vote:

YEAS—Messrs. Beasley, Colgrove, Cook, Davis, Eppes, Forkner, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Long, Martindale, Moore of Carteret, McLaughlin, Richardson, Smith, Stephens, White and Winstead—21.

NAYS—Messrs. Barnes, Beall, Bellamy, Brogden, Burns, Graham, Jones of Mecklenburg, Lindsay, Love, Melchor, Murphy, Robbins, Scott, Welker and Whiteside—15.

Mr. Galloway was allowed to record his name in the affirmative on the vote just taken.

The hour of the special order having arrived,

Senate bill to authorize the Williamston and Tarboro' Rail Road Company to issue first mortgage bonds, on third reading, was taken up.

Mr. Stephens moved to reconsider the vote by which the Senate adopted the amendment offered by Mr. Hayes.

The motion to reconsider prevailed by the following vote:

YEAS—Messrs. Barnes, Beall, Brogden, Cherry, Davis, Eppes, Forkner, Galloway, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Long, Martindale, Melchor, McLaughlin, Murphy, Richardson, Respass, Robbins, Scott, Stephens, Sweet, Welker, Whiteside and Wilson—30.

NAYS—Messrs. Burns, Colgrove, Flythe, Lindsay, Love, White and Winstead—7.

Mr. Martindale offered an amendment to the amendment of

Mr. Hayes, the said amendment being in the shape of a substitute for the bill.

Mr. Jones, of Wake, moved the previous question.

The motion did not prevail by the following vote:

YEAS—Messrs. Beall, Brogden, Cherry, Davis, Forkner, Galloway, Hyman, Hawkins, Jones of Wake, Lassiter, Melchor, McLaughlin, Richardson, Respass, Smith, Stephens, Sweet, Welker, Winstead and Wilson—20.

NAYS—Messrs. Barnes, Beasley, Burns, Colgrove, Cook, Eppes, Flythe, Graham, Hayes, Harrington, Jones of Mecklenburg, Legg, Lindsay, Long, Love, Martindale, Moore of Carteret, Murphy, Robbins, Scott, White and Whiteside—22.

After considerable discussion,

On motion of Mr. Martindale, the previous question was ordered.

The substitute was rejected.

The amendment offered by Mr. Hayes was rejected by the following vote:

YEAS—Messrs. Brogden, Burns, Blythe, Colgrove, Cook, Flythe, Hayes, Lindsay, Long, Moore of Carteret and White—11.

NAYS—Messrs. Barnes, Beall, Cherry, Davis, Eppes, Forkner, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Love, Martindale, Melchor, McLaughlin, Murphy, Richardson, Respass, Smith, Stephens, Sweet, Welker, Whiteside and Wilson—27.

When the bill passed third reading by the following vote:

YEAS—Messrs. Beall, Cherry, Davis, Eppes, Galloway, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Martindale, Melchor, Moore of Carteret, Murphy, Richardson, Respass, Smith, Stephens, Sweet, Welker, Whiteside and Wilson—25.

NAYS—Messrs. Barnes, Brogden, Burns, Blythe, Cook, Flythe, Hayes, Lindsay, Long, Love, McLaughlin, Robbins, White and Winstead—14.

Mr. Sweet moved a suspension of the rules to make a report.

Agreed to by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Blythe, Cherry, Colgrove, Davis, Eppes, Flythe, Galloway, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, Murphy, Respass, Robbins, Scott, Smith, Stephens, Sweet, Welker, Whiteside, Winstead and Wilson—36.

NAYS—Mr. White—1.

Mr. Sweet, for the Committee on Privileges and Elections, reported favorably

Engrossed House bill to authorize an election for municipal officers in the town of Chapel Hill ;

Also, engrossed House-bill to authorize an election of municipal officers for Company Shops, Alamance county.

Engrossed House bill to authorize the election for municipal officers in the town of Chapel Hill

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Burns, Blythe, Cherry, Colgrove, Davis, Eppes, Flythe, Galloway, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Long, Love, Melchor, Moore of Carteret, McLaughlin, Respass, Scott, Smith, Stephens, Sweet, Welker, White, Whiteside and Wilson—32.

NAYS—None.

Engrossed House bill to authorize an election of municipal officers for Company Shops, Alamance county,

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Burns, Blythe, Cherry, Colgrove, Cook, Davis, Eppes, Flythe, Galloway, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Love, Martindale, Melchor, Moore of Carteret, McLaughlin, Robbins, Scott, Smith,

Stephens, Sweet, Welker, White, Whiteside, Winstead and Wilson—36.

NAYS—None.

The House of Representatives concurred in Senate amendments to engrossed House bill to lay out and construct a road through the counties of Ashe and Alleghany, and notified the Senate of the same.

The House also transmitted the following bills and resolution :

Engrossed House bill to change the fees of witnesses.

Read first time and referred to the Judiciary Committee ;

Engrossed House resolution supplemental to a resolution on printing.

Adopted ; and

Engrossed House bill for the relief of the Sheriff of Rockingham.

Read first time and placed on the calendar by the following vote :

YEAS—Messrs. Beall, Brogden, Burns, Blythe, Cherry, Colgrove, Davis, Eppes, Forkner, Galloway, Hayes, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Lindsay, Long, Martindale, Melchor, Murphy, Richardson, Respass, Scott, Smith, Stephens, Sweet, Welker, White, Whiteside and Wilson—31.

NAYS—Messrs. Barnes, Beasley, Cook, Harrington, Love, McLaughlin and Robbins—7.

Mr. Beall moved a suspension of the rules to take up a bill.

Not agreed to by the following vote :

YEAS—Messrs. Beall, Brogden, Colgrove, Davis, Eppes, Forkner, Galloway, Graham, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Love, Melchor, Murphy, Richardson, Respass, Scott, Stephens, Sweet, Welker, Whiteside and Wilson—25.

NAYS—Messrs. Barnes, Beasley, Bellamy, Burns, Blythe, Hayes, Harrington, Hyman, Legg, Martindale, Moore of Carteret, McLaughlin, Smith and White—14.

Mr. Davis moved a suspension of the rules to take up a bill.

Mr. Robbins moved to lay the motion on the table.

The motion did not prevail by the following vote:

YEAS—Messrs. Barnes, Bellamy, Burns, Graham, Jones of Mecklenburg, Melchor, McLaughlin, Robbins and Whiteside—9.

NAYS—Messrs. Beall, Beasley, Brogden, Blythe, Colgrove, Davis, Eppes, Flythe, Galloway, Hayes, Harrington, Hyman, Hawkins, Legg, Lindsay, Long, Love, Martindale, Moore of Carteret, Murphy, Richardson, Respass, Scott, Smith, Stephens, Sweet, Welker, White and Wilson—29.

The motion to suspend the rules did not prevail by the following vote:

YEAS—Messrs. Beall, Blythe, Colgrove, Davis, Eppes, Forkner, Hayes, Harrington, Hawkins, Legg, Lindsay, Long, Martindale, Melchor, Murphy, Richardson, Respass, Scott, Smith, Stephens, Sweet, Welker, White, Winstead and Wilson—25.

NAYS—Messrs. Barnes, Beasley, Bellamy, Brogden, Burns, Cook, Flythe, Galloway, Graham, Jones of Mecklenburg, Jones of Wake, Love, McLaughlin, Robbins and Whiteside—15.

Mr. White moved a suspension of the rules to consider a resolution to adjourn.

The motion did not prevail by the following vote:

YEAS—Messrs. Barnes, Bellamy, Brogden, Burns, Blythe, Eppes, Flythe, Forkner, Hayes, Harrington, Hyman, Lindsay, Long, Martindale, McLaughlin, White, Whiteside and Winstead—18.

NAYS—Messrs. Beall, Beasley, Cherry, Davis, Galloway, Graham, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Love, Melchor, Moore of Carteret, Murphy, Richardson, Respass, Robbins, Scott, Smith, Stephens, Sweet, Welker and Wilson—23.

Engrossed House bill authorizing the transfer of county charities to the Boards of Commissioners of counties

Passed third and final reading by the following vote:

YEAS—Messrs. Beall, Beasley, Blythe, Cherry, Flythe,

Forkner, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Long, Love, Moore of Carteret, Murphy, Respass, Scott, Smith, Stephens, Sweet, Welker, White, Winstead and Wilson—24.

NAYS—Messrs. Barnes, Brogden, Galloway, Graham, Jones of Mecklenburg, Martindale, McLaughlin, Robbins and Whiteside—9.

Mr. Galloway introduced a resolution instructing the Secretary of State.

Laid over.

Senate bill to provide for the election of members of the General Assembly, as amended by the adoption of the substitute, was read third time.

Mr. White moved to amend section 1 of the bill by striking out the following words, viz: "a Judge for the 8th judicial district."

The amendment was adopted by the following vote:

YEAS—Messrs. Beasley, Brogden, Blythe, Davis, Eppes, Flythe, Forkner, Hayes, Hyman, Hawkins, Jones of Wake, Lassiter, Long, Martindale, Moore of Carteret, Respass, Smith, Stephens, Sweet, Welker, White and Winstead—22.

NAYS—Messrs. Barnes, Beall, Bellamy, Cherry, Graham, Harrington, Jones of Mecklenburg, Lindsay, Love, Melchor, McLaughlin, Murphy, Richardson, Robbins, Scott, Whiteside and Wilson—17.

Mr. Love moved to amend by adding the following to section 1, viz: "a Solicitor in the 12th judicial district."

The amendment did not prevail by the following vote:

YEAS—Messrs. Barnes, Beall, Bellamy, Cherry, Graham, Harrington, Jones of Mecklenburg, Lindsay, Love, Melchor, McLaughlin, Murphy, Richardson, Robbins, Scott, Whiteside and Wilson—17.

NAYS—Messrs. Beasley, Brogden, Blythe, Davis, Eppes, Forkner, Hayes, Hyman, Jones of Wake, Lassiter, Long, Martindale, Moore of Carteret, Respass, Smith, Stephens, Welker, White and Winstead—19.

On motion of Mr. Welker, section 15 offered by himself and adopted on second reading was stricken out.

On motion of Mr. Welker, section 8 of the bill was amended, line 2, by striking out "six" and inserting "two."

Mr. Love offered the following as a new section, viz :

"When the election shall be finished, the registrar and judges of election, in presence of such of the electors as may choose to attend, shall open the boxes one after another and number the ballots of one box before they shall open another, at the same time reading aloud the names of the persons who shall appear on each ticket; and if there shall be two tickets rolled up together, or if any ticket shall contain the names of more persons than such elector has a right to vote for, in either of these cases, such ticket shall not be numbered in taking the ballots but shall be void."

Mr. Respass moved to adjourn until 7½ o'clock this P. M.

The motion did not prevail by the following vote:

YEAS—Messrs. Beasley, Cook, Eppes, Flythe, Galloway, Hayes, Harrington, Lindsay, Love, Martindale, McLaughlin, Richardson, Respass, Robbins, Stephens, Welker and White—17.

NAYS—Messrs. Barnes, Beall, Bellamy, Brogden, Burns, Blythe, Cherry, Davis, Forkner, Graham, Hyman, Jones of Mecklenburg, Jones of Wake, Melchor, Moore of Carteret, Murphy, Scott, Smith, Whiteside, Winstead and Wilson—21.

Mr. Respass moved to adjourn until to-morrow at 10 A. M.

The motion did not prevail by the following vote:

YEAS—Messrs. Barnes, Bellamy, Burns, Davis, Graham, Hayes, Harrington, Melchor, McLaughlin, Murphy, Respass, Scott, Smith and Sweet—14.

NAYS—Messrs. Beall, Brogden, Blythe, Cherry, Eppes, Flythe, Forkner, Galloway, Hyman, Jones of Mecklenburg, Jones of Wake, Lindsay, Long, Love, Martindale, Moore of

Carteret, Richardson, Stephens, Welker, White, Whiteside, Winstead and Wilson—23.

On motion of Mr. Moore, of Carteret, the previous question was ordered.

The amendment offered by Mr. Love was adopted by the following vote :

YEAS—Messrs. Barnes, Beall, Blythe, Cherry, Davis, Jones of Mecklenburg, Lindsay, Long, Love, Melchor, McLaughlin, Murphy, Richardson, Robbins, Scott, Welker, White, Whiteside, Winstead and Wilson—20.

NAYS—Messrs. Bellamy, Brogden, Cook, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Martindale, Moore of Carteret, Respass, Smith and Stephens—16.

The bill as amended passed third and final reading by the following vote :

YEAS—Messrs. Barnes, Beall, Brogden, Blythe, Cherry, Cook, Davis, Eppes, Flythe, Forkner, Hyman, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Love, Melchor, Moore of Carteret, Murphy, Richardson, Robbins, Scott, Stephens, Welker, White, Whiteside, Winstead and Wilson—29.

NAYS—Messrs. Bellamy, Galloway, Hayes, Martindale, McLaughlin, Respass and Smith—7.

The President ratified the following bills and resolution, the same were transmitted by the Secretary of the Senate to the Secretary of State, viz :

A bill to incorporate the Portis Gold Mine and Sandy Creek Water Company, in Franklin county ;

A bill to authorize the County Commissioners of Haywood to levy a special tax ;

A bill to empower the Commissioners of Cumberland county to levy a special tax ;

A bill to extend the time of G. M. Webb, tax collector of Cleaveland county, to settle with the County Treasurer ;

A bill to repeal an act to protect sheriffs in the sale of lands for taxes, ratified April 12th, 1869 ;

A bill to incorporate the Rescue Steam Fire Engine Company, No. 1, of Raleigh ; and

A resolution on printing.

On motion of Mr. Robbins, the Senate adjourned until to-morrow at 10, A. M.

FRIDAY, FEBRUARY 25th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Thursday was read and approved.

A majority of the Committee on the Judiciary reported favorably

Senate bill to amend chapter 270, public laws of 1868-'69, entitled an act concerning the powers and duties of State officers.

The Judiciary Committee reported unfavorably

Engrossed House bill to change the fees of witnesses ;

And with amendments, Senate bill to amend section 199, chapter 4, of the Code of Civil Procedure.

The Judiciary Committee reported, recommending no action on a proposition requiring Justices of the Peace to give bonds.

The report was concurred in.

The Committee on Education reported, with an amendment, Senate bill to authorize the Superintendent of Public Works to sell vacant lots in the city of Raleigh belonging to the State.

The same Committee reported favorably

Engrossed House bill to amend chapter 184, laws of 1868-'69, in relation to examiners ;

And unfavorably

Engrossed House bill to authorize the County Commissioners of Catawba county to sell certain lots.

The Committee on Propositions and Grievances reported favorably the following bills, viz :

Engrossed House bill authorizing the Commissioners of Polk county to levy a special tax ;

Engrossed House bill to levy a special tax for the county of Ashe ;

Engrossed House bill authorizing the County Commissioners of Nash county to levy a special tax ;

Senate bill to authorize G. N. Lewis, Sheriff of Nash, to collect arrears of taxes ;

Senate bill respecting the Guilford Mine ; and

Senate bill to amend section 27, chapter 162 of public laws of 1868-'69.

The Committee on Corporations reported favorably

Senate bill to incorporate the 'Tarboro' Street Railway Company ;

Also, Senate bill to incorporate the Chesapeake and Gulf Transportation Company.

The same Committee reported, with an amendment,

Engrossed House bill to incorporate the North Carolina Sanitarian Company ;

Senate bill to repeal section 8, chapter 41, of an ordinance ratified March 13th, 1868, was read second time.

The substitute offered by the Judiciary Committee did not prevail by the following vote :

YEAS—Messrs. Beasley, Burns, Blythe, Forkner, Jones of Wake, Lassiter, Winstead and Wilson—8.

NAYS—Messrs. Barnes, Beall, Bellamy, Brogden, Eppes, Flythe, Graham, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Mecklenburg, Lindsay, Love, Mason, Martindale, Melchor, Moore of Carteret, McLaughlin, Murphy, Richardson, Respass, Robbins, Scott, Smith, Sweet, Welker, White and Whiteside—29.

Mr. Welker moved a reconsideration of the vote just taken.

The motion did not prevail,

When the bill passed second reading by the following vote:

YEAS—Messrs. Barnes, Beall, Brogden, Cherry, Davis, Flythe, Graham, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Meeklenburg, Lindsay, Long, Love, Mason, Martindale, Moore of Carteret, McLaughlin, Murphy, Richardson, Respass, Robbins, Smith, Sweet, Whiteside, Winstead and Wilson—28.

NAVS—Messrs. Bellamy, Burns, Colgrove, Eppes, Forkner, Hayes, Lassiter, Stephens, Welker and White—10.

The following notices of bills were given, viz :

By Mr. Beall, of a bill to allow the Town Constable of Lenoir to collect arrearages of town tax for 1869 ;

By Mr. Hawkins, of a bill to incorporate the North Carolina Masonic Temple Association ;

By Mr. Respass, of a bill to incorporate the Raleigh Water Works Association ;

Also, of a bill to amend an act entitled “ An act to enable the city of Raleigh to borrow money for certain purposes.”

The following bills were introduced, read first time and referred as stated :

By Mr. Richardson, a bill to authorize Mary Jane Tyson to construct a bridge over Deep river in Moore county.

To the Judiciary Committee ;

By Mr. Lassiter, a bill for the relief of the Sheriff of Granville county.

To the Committee on Propositions and Grievances ;

By Mr. Love, a bill relative to the Executive Mansion.

To the Committee on Public Buildings.

Mr. Brogden introduced a bill to change the time for holding the Superior Courts in the counties of Greene and Jones.

The bill passed first reading.

On motion of Mr. Brogden, the rules were suspended, and the bill passed second reading and was read third time, and

On motion of Mr. Colgrove, was laid on the table.

Mr. Long moved a suspension of the rules to take up Senate bill to amend chapter 270, laws of 1868-'69, entitled an act concerning the powers and duties of State officers.

The motion did not prevail by the following vote:

YEAS—Messrs. Blythe, Cook, Davis, Forkner, Graham, Harrington, Hawkins, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Melchor, Richardson, Robbins, Stephens, Welker, White, Whiteside and Winstead—24.

NAYS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Eppes, Flythe, Hyman, Moore of Carteret, McLaughlin, Murphy, Respass, Scott and Sweet—14.

Leave of absence was granted Mr. Galloway until Wednesday next;

To Mr. Barnes until Tuesday next;

To Mr. Graham for to-morrow;

To Mr. Long until Friday next;

To Mr. Wilson until Thursday next.

Mr. Robbins introduced resolutions asking the Governor for information concerning the investment of the Literary Fund in special tax bonds.

Adopted.

A communication was received from his Excellency, the Governor, transmitting preamble and resolution adopted by the Board of Education in reference to the investment of the Literary Fund in special tax bonds.

Read and referred to the Committee on Education.

Mr. Welker introduced a resolution of inquiry on a bill to amend the charter of the Western North Carolina Rail Road Company.

Mr. Hayes moved to amend by striking out "the President shall appoint a committee of three Senators," and insert "the committee on investigation into the affairs of the various rail roads."

The amendment was rejected by the following vote:

YEAS—Messrs. Brogden, Colgrove, Cook, Davis, Hayes, Harrington, Jones of Columbus, Legg and Respass—9.

NAYS—Messrs. Barnes, Beall, Beasley, Burns, Blythe, Eppes, Flythe, Forkner, Graham, Hyman, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, McLaughlin, Murphy, Robbins, Scott, Smith, Stephens, Welker, White, Whiteside and Winstead—29.

When the resolution was adopted.

The President announced Messrs. Welker, Love and Winstead as the committee called for under the resolution.

Engrossed House bill to amend chapters 65 and 112 of the public laws of 1868-'69 was read second time.

Mr. Hayes offered the following amendment, which was rejected :

Add to section 3 as follows : “ *Provided*, That this act shall not apply to the Atlantic, Tennessee and Ohio road until they shall return to the Treasurer the appropriations made by the State.”

Mr. White offered the following amendment, viz :

“ *Provided*, That each and every rail road company mentioned in this act shall pay into the Public Treasury of the State on January of each year the sum of one cent per mile for every passenger passing over said road.”

The amendment was rejected by the following vote :

YEAS—Messrs. Barnes, Beasley, Bellamy, Brogden, Burns, Flythe, Galloway, Hayes, Jones of Columbus, Legg, Love, Melchor, Sweet and White—14.

NAYS—Messrs. Beall, Cook, Davis, Eppes, Forkner, Graham, Harrington, Hyman, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Mason, Martindale, McLaughlin, Murphy, Richardson, Respass, Scott, Smith, Stephens, Welker, Whiteside, Winstead and Wilson—26.

On the passage of the bill its second reading, the vote stood as follows :

YEAS—Messrs. Beall, Blythe, Davis, Eppes, Forkner, Harrington, Hyman, Legg, Lindsay, Long, Mason, Martindale, Moore of Carteret, Richardson, Scott, Stephens, Welker, Whiteside, Winstead and Wilson—20.

NAYS—Messrs. Barnes, Beasley, Bellamy, Brogden, Burns, Cook, Flythe, Galloway, Graham, Hayes, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Love, Melchor, McLaughlin, Murphy, Respass, Smith and White—20.

The President voting in the negative, the bill failed to pass.

Senate bill to secure fair trials in courts of justice was read second time.

Mr. Jones, of Mecklenburg, moved to lay the bill on the table.

On that motion the vote stood as follows :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Flythe, Graham, Hyman, Jones of Mecklenburg, Lindsay, Love, Mason, Martindale, Melchor, McLaughlin, Murphy, Scott and Whiteside—18.

NAYS—Messrs. Bellamy, Blythe, Colgrove, Cook, Forkner, Galloway, Harrington, Hawkins, Jones of Columbus, Jones of Wake, Lassiter, Moore of Carteret, Respass, Smith, Stephens, Sweet, White and Winstead—18.

The President voting in the negative, the motion did not prevail.

Mr. Galloway offered the following amendment, which was adopted :

Strike out the words “provided further,” and insert at the end the following: “*And provided further*, That it shall be competent for the court to discharge any person summoned as a juror if he be not qualified in character and intelligence.”

SEC. 3. That no person shall be qualified to serve on any jury in any court in this State who shall be a member of any

unlawful secret organization, or any organization or combination of persons whose object shall be to break down or destroy the government of the State or the United States, or any organization or combination of persons whose object shall be unlawful, or who shall propose to accomplish such unlawful object by any unlawful means whatsoever.

SEC. 4. That it shall, in any criminal proceedings, be a good cause of challenge to any juror, that he belongs to such an organization as aforesaid, and whenever it shall be suggested by the State or the traverser of the indictment that any juror is disqualified under this act, it shall be competent for the court to cause such juror to answer upon oath, and the challenge shall be allowed unless it shall be made to appear by the oath of such juror or otherwise, that he is not so disqualified.

The substitute as amended was adopted.

As amended by the adoption of the substitute, the bill failed to pass second reading by the following vote :

YEAS—Messrs. Blythe, Colgrove, Forkner, Galloway, Hayes, Harrington, Jones of Columbus, Jones of Wake, Lassiter, Martindale, Moore of Carteret, Smith, Stephens, Sweet and White—15.

NAYS—Messrs. Barnes, Beall, Brogden, Burns, Eppes, Flythe, Graham, Hyman, Hawkins, Jones of Mecklenburg, Legg, Lindsay, Love, Mason, Melchor, McLaughlin, Murphy, Richardson, Respass, Robbins, Scott, Whiteside and Winstead—23.

Mr. Cook moved to reconsider the vote by which the Senate rejected, on second reading,

Engrossed House bill to amend chapters 65 and 112 of the public laws, and moved that the consideration of the motion be postponed until Thursday next.

Mr. Galloway moved to lay that motion on the table.

The motion did not prevail by the following vote :

YEAS—Messrs. Barnes, Brogden, Burns, Flythe, Galloway,

Graham, Jones of Wake, Legg, Long, Love, Melchor, McLaughlin, Murphy, Smith and White—15.

NAYS—Messrs. Beall, Bellamy, Blythe, Cherry, Colgrove, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Hawkins, Jones of Columbus, Lindsay, Mason, Martindale, Moore of Carteret, Richardson, Respess, Scott, Stephens, Sweet, Welker, Whiteside, Winstead and Wilson—27.

Mr. Love moved to postpone the motion to reconsider indefinitely.

On motion of Mr. Graham, the previous question was ordered on the motion to reconsider.

The motion to reconsider prevailed by the following vote:

YEAS—Messrs. Beall, Blythe, Cherry, Colgrove, Davis, Forkner, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Legg, Lindsay, Long, Mason, Martindale, Moore of Carteret, Richardson, Respess, Scott, Stephens, Sweet, Welker, Winstead and Wilson—24.

NAYS—Messrs. Barnes, Bellamy, Brogden, Burns, Eppes, Flythe, Galloway, Graham, Hayes, Jones of Columbus, Jones of Wake, Love, Melchor, McLaughlin, Murphy, Smith, White and Whiteside—18.

On motion of Mr. Hayes, the Senate adjourned.

EVENING SESSION.

The Senate met at 7½ o'clock,

The President in the Chair.

The following bills passed second reading, viz :

Senate bill to incorporate the Louisburg Co-operative Land and Building Association ;

Senate bill to charter the city of Greensboro' ;

Engrossed House bill to charter the Bank of Statesville was read second time.

The following amendment, offered by the Committee on Banks, was adopted, viz: Strike out all after the word "annual" in line 11 and insert the following: "Tax on each share of one hundred dollars a sum equal to that charged by the State on other property of the same value."

Mr. Jones, of Columbus, moved to strike out the following words in section 2, viz: "and said Bank shall have a lien on the stock for debts due it by the stockholders before and in preference to other creditors of the same dignity."

The amendment was rejected,

When the bill passed second reading.

Engrossed House bill to authorize the Commissioners of Richmond county to levy a special tax

Passed second reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Burns, Colgrove, Davis, Eppes, Flythe, Forkner, Galloway, Harrington, Hyman, Hawkins, Lassiter, Legg, Melchor, McLaughlin, Murphy, Richardson, Scott, Smith, Stephens, White and Winstead—24.

NAYS—Messrs. Blythe, Jones of Columbus, Jones of Mecklenburg, Long, Love, Moore of Carteret, Respass, Welker, Whiteside and Wilson—10.

Engrossed House bill to authorize the County Commissioners of Columbus county to levy a special tax

Passed second reading by the following vote:

YEAS—Messrs. Barnes, Beasley, Burns, Eppes, Flythe, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Columbus, Lassiter, Martindale, Moore of Carteret, McLaughlin, Murphy, Richardson, Scott, Smith, Sweet, White and Winstead—23.

NAYS—Messrs. Cook, Lindsay, Long, Respass, Robbins, Welker, Whiteside and Wilson—8.

Mr. Welker moved a suspension of the rules to take up Senate bill to amend chapter 270, laws of 1868-'69, relating to the powers and duties of State officers.

The motion prevailed by the following vote:

YEAS—Messrs. Beasley, Bellamy, Cherry, Cook, Davis, Forkner, Galloway, Graham, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Melchor, McLaughlin, Richardson, Respass, Robbins, Shoffner, Smith, Stephens, Welker, Winstead and Wilson—29.

NAYS—Messrs. Barnes, Beall, Brogden, Burns, Colgrove, Eppes, Flythe, Moore of Carteret, Murphy, Sweet and Whiteside—11.

The bill was taken up and read second time.

Mr. Moore, of Carteret, offered a substitute for the bill.

The same was rejected by the following vote:

YEAS—Messrs. Barnes, Beall, Brogden, Burns, Colgrove, Davis, Flythe, Legg, Mason, Moore of Carteret and Murphy—11.

NAYS—Messrs. Beasley, Bellamy, Cherry, Cook, Eppes, Forkner, Graham, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Wake, Lassiter, Lindsay, Long, Love, Melchor, McLaughlin, Richardson, Robbins, Scott, Stephens, Welker, Whiteside, Winstead and Wilson—26.

The bill passed second reading and was read third time.

Mr. Moore, of Carteret, offered the following amendment, viz:

“Provided, The Superintendent of Public Works shall have power to instruct the Board of Directors, and in case they do not obey, then the Superintendent shall appoint others in their places.”

The amendment was rejected.

Mr. Moore, of Carteret, offered the following amendment, viz:

“Provided, That this act shall not apply to any rail road joint stock company or other corporation in which the State is

interested, whose charters or amendments giving the State representation in said company bears date since May, 1865."

The amendment was rejected by the following vote :

YEAS—Messrs. Burns, Colgrove, Legg, Martindale, Moore of Carteret and Sweet—6.

NAYS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Cherry, Cook, Eppes, Flythe, Graham, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Wake, Lassiter, Lindsay, Long, Love, Melchor, McLaughlin, Richardson, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Welker, White, Whiteside, Winstead and Wilson—33.

Mr. Sweet offered the following amendment. Insert after the word "Directors," section 2, line 9, as follows : "And upon all other questions in which the stock of the State is entitled to representation in any meeting of stockholders."

Mr. Moore, of Carteret, moved to lay the subject on the table.

On motion of Mr. Graham, the previous question was ordered.

The question being on the adoption of the amendment,

The same was rejected by the following vote :

YEAS—Messrs. Beall, Beasley, Brogden, Burns, Cherry, Colgrove, Eppes, Hayes, Legg, Martindale, Moore of Carteret, Murphy, Scott, Sweet, White and Whiteside—16.

NAYS—Messrs. Barnes, Bellamy, Cook, Forkner, Galloway, Graham, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Wake, Lassiter, Lindsay, Long, Love, Melchor, McLaughlin, Richardson, Respass, Robbins, Shoffner, Smith, Stephens, Welker, Winstead and Wilson—26.

The bill passed third reading by the following vote :

YEAS—Messrs. Beasley, Bellamy, Cherry, Cook, Davis, Eppes, Flythe, Forkner, Galloway, Graham, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Wake, Lassiter, Lindsay, Long, Love, Martindale, Melchor, McLaughlin, Richardson, Respass, Robbins, Shoffner, Smith, Stephens, Welker, White, Winstead and Wilson—32.

NAYS—Messrs. Barnes, Beall, Brogden, Burns, Colgrove, Legg, Moore of Carteret, Murphy, Scott, Sweet and White-side—11.

Mr. Cook moved to reconsider the vote just taken.

Mr. Stephens moved to lay that motion on the table.

Mr. Moore, of Carteret, moved to adjourn.

The motion to adjourn did not prevail.

The motion of Mr. Stephens to lay on the table the motion of Mr. Cook was adopted.

On motion of Mr. Jones, of Wake, the Senate adjourned until to-morrow at 10, A. M.

SATURDAY, FEBRUARY 26th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair

The Journal of Friday was read and approved.

The Committee on Propositions and Grievances reported favorably

Senate bill for the relief of the Sheriff of Granville county ;

Also, Senate bill to legalize certain elections in Townships.

Mr. Shoffner, for the Committee on Corporations, reported favorably

Engrossed House bill to extend the limits of the city of Wilmington.

Mr. Murphy gave notice of a bill to amend an act relating to the weighing of rosin at the port of Wilmington, ratified the 29th day of March, 1869 ;

Also, of a bill concerning inspectors for the city of Wilmington, ratified April 12th, 1869.

Mr. Respass introduced a bill to amend an act to enable the city of Raleigh to borrow money for certain purposes.

Read first time and referred to the Committee on Finance ;
Also, a bill to incorporate the Raleigh Water Works Company.

Read first time and referred to the Committee on Corporations.

Senate bill to charter the city of Greensboro'

Passed third reading by the following vote :

YEAS—Messrs. Beall, Beasley, Bellamy, Brogden, Cherry, Davis, Eppes, Flythe, Forkner, Hayes, Harrington, Jones of Mecklenburg, Lassiter, Lindsay, Love, Mason, Martindale, Melchor, Moore of Carteret, McLaughlin, Murphy, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White, Whiteside and Winstead—32.

NAYS—None.

Engrossed House bill to authorize the Commissioners of Richmond county to levy a special tax

Passed third reading by the following vote :

YEAS—Messrs. Beall, Beasley, Brogden, Cherry, Davis, Eppes, Flythe, Forkner, Hayes, Harrington, Jones of Mecklenburg, Lassiter, Love, Martindale, Melchor, McLaughlin, Murphy, Scott, Shoffner, Smith, Stephens, Sweet, White, Whiteside and Winstead—25.

NAYS—Messrs. Bellamy, Lindsay, Moore of Carteret and Welker—4.

Senate bill to incorporate the Louisburg Co-operative Land and Building Association

Passed third reading by the following vote :

YEAS—Messrs. Beall, Beasley, Brogden, Cherry, Davis, Eppes, Flythe, Forkner, Hayes, Harrington, Jones of Mecklenburg, Lassiter, Lindsay, Love, Mason, Martindale, Melchor, Moore of Carteret, McLaughlin, Murphy, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White, Whiteside and Winstead—29.

NAYS—Mr. Bellamy—1.

Engrossed House bill to incorporate the Bank of Statesville

Passed third reading, amended by striking out "February" in section 1, and inserting "March."

The following is the vote :

YEAS—Messrs. Beall, Beasley, Brogden, Blythe, Cherry, Davis, Eppes, Harrington, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Love, Mason, Martindale, Melchor, McLaughlin, Murphy, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White, Whiteside and Winstead—29.

NAYS—None.

Senate bill to allow the Commissioners of Northampton county to levy a special tax

Passed third reading by the following vote :

YEAS—Messrs. Beall, Beasley, Brogden, Blythe, Cherry, Colgrove, Davis, Eppes, Flythe, Harrington, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Martindale, Melchor, McLaughlin, Murphy, Respass, Scott, Smith, Stephens, Sweet, White and Winstead—25.

NAYS—Messrs. Love, Robbins, Welker and Whiteside—4.

Engrossed House bill to incorporate the Newton Female Academy

Passed third reading by the following vote :

YEAS—Messrs. Beall, Beasley, Bellamy, Brogden, Cherry, Colgrove, Davis, Eppes, Harrington, Jones of Mecklenburg, Lassiter, Love, Melchor, Moore of Carteret, McLaughlin, Murphy, Respass, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White, Whiteside and Winstead—26.

NAYS—None.

A communication was received from his Excellency, the Governor, asking the confirmation of the Senate of the appointments of Hon. David A. Jenkins and Wm. C. Kerr, Esq., as Directors in the Asylum for the Deaf, Dumb and Blind.

The Senate confirmed the appointments, and notified his Excellency, the Governor, of the same.

Engrossed House bill to authorize the County Commissioners of Burke county to levy a special tax

Was read third time and amended by Mr. Beall, as follows, viz :

Strike out the following words in section 1, viz : "In any one year;" also strike out the following words at the end of section 1, viz : "This act shall be in force for one year unless sooner repealed or amended by the General Assembly," and insert "*Provided*, That if the Commissioners levy more than three thousand dollars, it shall be submitted to a vote of the people."

As amended, the bill passed third reading by the following vote :

YEAS—Messrs. Beall, Beasley, Brogden, Cherry, Davis, Eppes, Forkner, Hayes, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Martindale, McLaughlin, Murphy, Scott, Smith, Sweet, Whiteside and Winstead—20.

NAYS—Messrs. Bellamy, Blythe, Colgrove, Cook, Harrington, Love, Moore of Carteret, Respass, Shoffner and Welker—10.

Engrossed House bill to authorize the Commissioners of Columbus county to levy a special tax for the year 1870

Passed third reading by the following vote :

YEAS—Messrs. Beall, Beasley, Brogden, Davis, Eppes, Flythe, Forkner, Hayes, Jones of Mecklenburg, Jones of Wake, Lassiter, Martindale, McLaughlin, Murphy, Scott, Smith and Winstead—17.

NAYS—Messrs. Bellamy, Blythe, Cherry, Cook, Harrington, Lindsay, Love, Moore of Carteret, Respass, Robbins, Shoffner, Sweet, Welker, White and Whiteside—15.

Senate bill to amend the charter of the town of Franklinton

Passed third reading by the following vote :

YEAS—Messrs. Beall, Beasley, Bellamy, Brogden, Blythe, Cherry, Colgrove, Cook, Davis, Eppes, Flythe, Forkner, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Love, Mason, Martindale, Moore of Carteret,

Murphy, Robbins, Scott, Shoffner, Smith, Sweet, Welker, White, Whiteside and Winstead—33.

NAYS—None.

On motion of Mr. Forkner, it was ordered that bills on second reading be put on their final passage.

Senate bill to incorporate Salem Lodge, No. 289, Ancient York Masons,

Passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Beall, Beasley, Brogden, Blythe, Cook, Davis, Eppes, Flythe, Forkner, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Love, Mason, Martindale, McLaughlin, Murphy, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White, Whiteside and Winstead—29.

NAYS—Mr. Respass—1.

Senate bill for the relief of the sheriff of Granville county was read second time.

Mr. Love moved to amend by adding the following, after the word "next," viz: "and all other delinquent sheriffs in the State."

The amendment did not prevail.

The bill passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Beall, Brogden, Blythe, Colgrove, Cook, Davis, Eppes, Flythe, Forkner, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Mason, Martindale, Melchor, Murphy, Scott, Shoffner, Smith, Stephens, Sweet, Whiteside and Winstead—27.

NAYS—Messrs. Beasley, Bellamy, Love, McLaughlin, Robbins and White—6.

Senate bill to incorporate the Shingleman's Bank of Plymouth

Passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Beall, Beasley, Blythe, Cherry, Davis, Flythe, Hayes, Harrington, Jones of Mecklenburg, Jones of

Wake, Legg, Martindale, Melehor, McLaughlin, Murphy, Robbins, Seott, Shoffner, Smith, Whiteside and Winstead—21.

NAYS—Messrs. Colgrove, Cook, Forkner, Love, Welker and White—6.

Senate bill to authorize the County Commissioners of Wilkes county to levy a special tax

Passed second and third readings.

Amended by adding

“Provided, The question of levying of said tax shall be first submitted to the qualified voters of said county.”

The following is the vote on the third reading :

YEAS—Messrs. Beall, Beasley, Blythe, Cherry, Cook, Davis, Flythe, Forkner, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Martindale, Melehor, McLaughlin, Murphy, Robbins, Seott, Smith, Stephens, Whiteside and Winstead—25.

NAYS—Messrs. Love, Shoffner and Welker—3.

Senate bill to incorporate Rockford Lodge of Masons

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Beall, Beasley, Blythe, Cherry, Cook, Davis, Eppes, Flythe, Forkner, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Love, Mason, Martindale, Melehor, Moore of Carteret, McLaughlin, Murphy, Respass, Robbins, Seott, Shoffner, Smith, Welker, White, Whiteside and Winstead—31.

NAYS—None.

Engrossed House bill to extend the time of the Sheriff of Roekingham county to make settlement with the Public Treasurer

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Beall, Blythe, Colgrove, Cook, Davis, Eppes, Flythe, Harrington, Jones of Mecklenburg, Lassiter, Lindsay, Mason, Martindale, Melehor, Murphy, Scott, Shoffner, Smith, Stephens and Winstead—20.

NAYS—Messrs. Beasley, Hayes, Love, Moore of Carteret, McLaughlin, Welker, White and Whiteside—8.

Engrossed House bill to prohibit the sale of liquors within three miles of Ashpole Presbyterian Church, in the county of Robeson, was read second time.

Mr. Bellamy moved to amend the bill so as to apply to every church in the State.

The amendment was adopted by the following vote :

YEAS—Messrs. Beasley, Bellamy, Blythe, Cherry, Colgrove, Cook, Forkner, Hayes, Harrington, Jones of Wake, Love, Martindale, Moore of Carteret, Respass, Robbins, Smith, Stephens, Welker, White and Winstead—20.

NAYS—Messrs. Beall, Brogden, Davis, Eppes, Jones of Mecklenburg, Lassiter, Melchor, Murphy, Scott, Shoffner and Winstead—11.

As amended the bill failed to pass second reading for the want of a quorum voting.

The House of Representatives transmitted

Engrossed House bill to amend the charter of the Little River Turnpike Company

Read first time and referred to the Committee on Internal Improvements ;

Also, Senate bill to change the rules of evidence in certain cases and secure the possession of land, amended as follows, viz : by striking out section 2, and inserting the following as a proviso to section 1, viz :

“ *Provided further*, That any absence from the premises, from the first day of May, 1861, to the first day of January, 1866, shall not be held as an abandonment or discontinuance of the possession. *Provided further*, That this act shall not affect the interest of a *bona fide* purchase for value from the grantor or bargainee of the lands or tenements in dispute.”

The Senate concurred in the amendment.

The House of Representatives concurred in

Senate bill to consolidate an act incorporating the town of Lenoir and acts amendatory thereof, and notified the Senate of the same by message.

Leave of absence was granted Mr. Burns until Thursday next ;

Mr. Richardson until Wednesday next ;

Mr. Hyman until Wednesday next ;

Mr. Hawkins for to-day.

Mr. Love introduced a resolution in relation to stationery for the Senate.

Adopted.

The House of Representatives transmitted the following bills, which were read first time and referred as stated :

Engrossed House bill to regulate the manner of applying for pardons.

To the Judiciary Committee ;

Engrossed House bill to incorporate the Onslow Branch of the Wilmington and Weldon Rail Road Company.

To the Committee on Internal Improvements ;

Engrossed House bill in relation to official bonds.

To the Judiciary Committee.

The House of Representatives also transmitted

Engrossed House resolution in relation to the Enrolling Clerk and Committee.

To the Committee on Enrollment.

Mr. Robbins moved a suspension of the rules to take up a bill in relation to the reversionary interests in homesteads.

The motion did not prevail by the following vote :

YEAS—Messrs. Beasley, Brogden, Blythe, Cherry, Cook, Davis, Eppes, Forkner, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Mason, Respass, Robbins, Scott, Shoffner, Smith, Stephens, Welker and Winstead—21.

NAYS—Messrs. Beall, Colgrove, Legg, Love, Martindale and Whiteside—6.

Mr. Welker introduced a resolution instructing the Clerk of the Senate.

Adopted.

On motion of Mr. Welker, the Senate adjourned until 10 A. M., Monday.

MONDAY, FEBRUARY 28th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Saturday was read and approved.

Mr. Blythe presented a petition from the Commissioners of the county of Henderson.

Read and referred to the Committee on Propositions and Grievances.

Mr. Galloway presented a petition from the citizens of New Hanover county.

Read and referred to the Committee on Townships.

Mr. Jones of Wake, for the Committee on Agriculture, reported, with amendments,

Engrossed House bill in relation to the Scotch Fair of Richmond county.

Mr. Shoffner, for the Committee on Corporations, reported, with an amendment,

Senate bill to extend the corporate limits of the town of Smithville.

Mr. Blythe gave notice of a bill to amend an act to provide for a system of public instruction, ratified April 12th, 1869; and

Mr. White, of a bill to amend section 30, chapter 113, and section 10, chapter 237, laws of 1868-'69.

Mr. Welker introduced a bill to incorporate the Deep River Manufacturing Company.

Read first time and referred to the Committee on Corporations;

Mr. Respass, a resolution authorizing the Public Treasurer to borrow money.

Laid over under the rule ; and

Mr. Murphy, a bill to amend an act relating to the weighing of rosin at the port of Wilmington.

Read first time and referred to the Judiciary Committee.

On motion of Mr. Martindale, it was ordered that the Committee on Finance be requested to report back to the Senate all the bills in their hands.

Mr. Robbins introduced a resolution of inquiry concerning expenses of the State government.

Mr. Shoffner offered the following amendment :

“That the Public Treasurer also be required to give report commencing on the first of January, 1868.”

Mr. Moore, of Carteret, moved the previous question.

The motion failed for want of a quorum voting.

Mr. Moore, of Carteret, moved to lay the subject on the table.

The motion did not prevail by the following vote :

YEAS—Messrs. Bellamy, Blythe, Colgrove, Cook, Davis, Eppes, Hayes, Harrington, Legg, Martindale, Moore of Carteret, Respass, Smith and Stephens—14.

NAYS—Messrs. Beall, Beeman, Brogden, Cherry, Forkner, Graham, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Love, Mason, Melchor, McLaughlin, Murphy, Robbins, Scott, Shoffner, Sweet, Welker, Whiteside and Winstead—22.

Mr. Jones, of Wake, moved to refer to the Committee on Finance.

The motion did not prevail by the following vote :

YEAS—Messrs. Bellamy, Blythe, Colgrove, Davis, Eppes, Hayes, Jones of Wake, Legg, Martindale, Moore of Carteret, Smith, Stephens and White—13.

NAYS—Messrs. Beall, Beasley, Beeman, Brogden, Cherry, Forkner, Graham, Harrington, Jones of Mecklenburg, Lassiter, Lindsay, Love, Mason, Melchor, McLaughlin, Murphy,

Robbins, Scott, Shoffner, Welker, Whiteside and Winstead—21.

Mr. Shoffner substituted the following for his amendment, viz: Strike out "October" and insert "January;" also strike out the word "fiscal."

Mr. Stephens offered the following substitute:

Resolved by the Senate, That the Public Treasurer be requested to give in detail the necessary amount of taxes to be levied to meet the current expenses of the present fiscal year.

The substitute was rejected.

The question being on the adoption of the amendment offered by Mr. Shoffner,

The same was adopted by the following vote:

YEAS—Messrs. Bellamy, Brogden, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Hayes, Jones of Wake, Legg, Martindale, Moore of Carteret, Shoffner, Smith, Stephens, Sweet and White—18.

NAYS—Messrs. Beall, Beasley, Beeman, Cherry, Graham, Harrington, Jones of Mecklenburg, Lindsay, Love, Mason, Melchor, McLaughlin, Murphy, Robbins, Scott, Whiteside and Winstead—17.

The resolution as amended was adopted.

A message was received from his Excellency, the Governor, transmitting a communication from D. A. Jenkins, State Treasurer.

Read and referred to the Committee on Finance.

The House of Representatives concurred in the passage of the following bills, and notified the Senate of the same by message, viz:

Senate bill to allow the Sheriff of Surry county to collect arrears of taxes;

Senate bill to incorporate the Central Iron Company of North Carolina;

Senate bill to amend an act incorporating the town of Mount Airy ;

Senate bill to incorporate the People's Building and Loan Association of Raleigh ; and

Senate resolution in favor of Tucker & Co.

The House of Representatives concurred in Senate amendments to engrossed House bill to allow the former Sheriff of Richmond county to collect arrears of taxes, and notified the Senate of the same by message.

The unfinished business being the consideration of engrossed House bill to amend chapters 65 and 112 of the public laws of North Carolina, ratified March 9th, 1869,

The same was taken up.

Mr. Brogden moved to amend by striking out the section relative to the Atlantic, Tennessee and Ohio Rail Road.

On motion of Mr. Welker, the previous question was ordered.

The amendment offered by Mr. Brogden was adopted by the following vote :

YEAS—Messrs. Beasley, Brogden, Blythe, Cherry, Flythe, Graham, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Love, Melchor, McLaughlin, Murphy, Shoffner, White and Whiteside—17.

NAYS—Messrs. Beeman, Colgrove, Cook, Davis, Forkner, Hayes, Harrington, Lindsay, Mason, Martindale, Moore of Carteret, Smith, Stephens, Sweet, Welker and Winstead—16.

As amended the bill passed second reading by the following vote :

YEAS—Messrs. Beeman, Colgrove, Cook, Davis, Forkner, Hayes, Harrington, Lindsay, Mason, Martindale, Moore of Carteret, Shoffner, Smith, Stephens, Sweet, Welker, Whiteside and Winstead—18.

NAYS—Messrs. Beasley, Brogden, Blythe, Cherry, Flythe, Graham, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Love, Melchor, McLaughlin, Murphy and White—15.

Mr. Robbins moved a suspension of the rules to take up

Senate bill to prevent the sale of the reversionary interests in homestead lands.

The motion prevailed by the following vote :

YEAS—Messrs. Beasley, Beeman, Brogden, Blythe, Cherry, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Mason, Martindale, Melchor, Moore of Carteret, Murphy, Respess, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, Whiteside and Winstead—30.

NAYS—Messrs. Bellamy, Flythe, Graham, Love, McLaughlin and White—6.

The bill was read second time.

Mr. Love offered the following amendment, viz :

“*Provided*, That the claim of the judgment creditor shall not become dormant or run out of date by reason of his failure or neglect to have execution therefor issued from term to term or at any term or any time.”

After considerable discussion, on motion of Mr. Martindale, the previous question was ordered.

The amendment was rejected by the following vote :

YEAS—Messrs. Cook, Graham, Jones, of Mecklenburg, Jones of Wake, Love, Murphy, Respess, Scott, White and Whiteside—10.

NAYS—Messrs. Beasley, Beeman, Bellamy, Brogden, Blythe, Cherry, Eppes, Flythe, Forkner, Hayes, Harrington, Lassiter, Legg, Martindale, Melchor, Moore of Carteret, McLaughlin, Robbins, Smith, Stephens, Welker and Winstead—22.

The bill passed second reading.

A motion by Mr. Robbins to suspend the rules to put the the bill on its third reading did not prevail.

Senate bill to require the Supreme Court of North Carolina to examing applicants for license to practice law in the several courts of the State was read second time and passed.

Senate resolution authorizing actual pay to the Committee

to investigate the affairs of the Albemarle and Chesapeake Canal Company

Passed second reading by the following vote:

YEAS—Messrs. Beall, Beasley, Blythe, Cherry, Eppes, Forkner, Graham, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Moore of Carteret, Murphy, Respass, Robbins, Scott, Shoffner, Smith, Stephens, White, Whiteside and Winstead—24.

NAYS—Messrs. Bellamy, Love and Melchor—3.

On motion of Mr. Jones, of Wake, the Senate adjourned until to-morrow at 10, A. M.

TUESDAY, MARCH 1st, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Monday was read and approved.

The Judiciary Committee reported favorably

Senate bill to amend an act relating to the weighing of rosin at the port of Wilmington;

Also, Senate bill to amend section 95 of an act concerning the settlement of the estates of deceased persons;

And, with amendments,

Senate bill to authorize Mary Jane Tysor to construct a bridge over Deep river, in Moore county;

Also, Engrossed House bill in relation to official bonds.

The Judiciary Committee reported back, for the consideration of the Senate,

Senate bill to better protect holders of insurance policies in this State;

And asked to be discharged from the further consideration of

Engrossed House bill in regard to State and County capitation tax;

Also, engrossed House bill to allow witnesses attending Justices' Courts the same compensation as those attending the Superior Courts.

The report of the Committee was concurred in.

Mr. Cook, for the Committee on Enrollment, reported, with an amendment,

Engrossed House resolution in relation to the Enrolling Clerk and Committee.

The Judiciary Committee reported favorably the following bills:

Engrossed House bill to regulate the manner of applying for pardons ;

Senate bill concerning the Cherokee Indians ;

Senate bill to protect owners of freight delivered to common carriers ; and, with amendments,

Senate bill in addition and supplemental to chapter 67 of the public laws of 1868-'69.

The following notices of bills were given, viz :

By Mr. Galloway, of a bill to so amend the Constitution as to allow female suffrage ;

By Mr. Scott, of a bill to encourage and protect the growth and cultivation of oysters in New river ;

By Mr. Blythe, of a bill for the relief of T. W. Taylor, Sheriff of Henderson county.

The following bills were introduced, read first time and referred as stated, viz :

By Mr. Lassiter, a bill to amend section 19, chapter 185 of the public laws of 1868-'69, entitled an act concerning townships.

To the Committee on Townships ;

By Mr. White, a bill to amend section 30, chapter 113, laws of 1868-'69.

To the Judiciary Committee ;

Also, a bill to amend section 10, chapter 237, laws of 1868-'69.

To the Judiciary Committee;

By Mr. Jones, of Mecklenburg, a bill to define the offence of contempt.

To the Judiciary Committee; and

By Mr. Hawkins, a bill to incorporate the North Carolina Masonic Temple Association.

To the Committee on Corporations.

Mr. Jones, of Wake, moved to suspend the rules to introduce a bill of which no notice had been given.

The motion prevailed by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Blythe, Cherry, Colgrove, Cook, Davis, Eppes, Flythe, Graham, Hayes, Harrington, Hawkins, Jones of Wake, Lassiter, Legg, Lindsay, Martindale, Melchor, McLaughlin, Murphy, Respass, Robbins, Scott, Smith, Stephens and Whiteside—30.

NAYS—Messrs. Bellamy and Love—2.

Mr. Jones, of Wake, introduced a bill to loan the money levied for special tax bonds to the State.

Read first time and referred to the Committee on Finance.

Mr. Stephens introduced a resolution in relation to Cuba.

Laid over under the rules.

Mr. Cook introduced a resolution assigning the rooms of the Senate.

Mr. Beall moved to amend by striking out the following words, viz : "That the room on the left of the entrance to the Senate Chamber is hereby assigned to the use of the Door-keeper."

The amendment was adopted.

As amended the resolution failed to pass by the following vote :

YEAS—Messrs. Beall, Beasley, Burns, Blythe, Cook, Flythe, Graham, Hayes, Legg, Martindale, Murphy, Scott, Shoffner, Welker and White—15.

NAYS—Messrs. Barnes, Beeman, Bellamy, Brogden, Davis, Eppes, Galloway, Harrington, Hawkins, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay,

Love, Mason, Melchor, Moore of Carteret, McLaughlin, Respass, Robbins, Smith, Sweet, Whiteside and Winstead—25.

Messrs. Cook and Legg asked to be excused from further service on the Enrolling Committee.

The Senate refused to grant the request.

Mr. Robbins moved that the Committee on Enrollment be allowed to select a room for the enrollment of bills.

Mr. Love moved the previous question on the motion.

The motion prevailed and the motion of Mr. Robbins adopted.

Mr. Jones, of Wake, offered a resolution in favor of Robert Trawick.

Read first time and referred to the Committee on Claims.

Mr. Love, a resolution amending the Rules of Order of the Senate.

Laid over.

The House of Representatives transmitted the following bills, which were read first time and referred as stated, viz :

Engrossed House bill to extend the corporate limits of the town of Elizabeth City, in the county of Pasquotank.

To the Committee on Corporations ;

Engrossed House bill to appoint Commissioners to lay off and establish the dividing line between the counties of Hertford and Northampton.

To the Committee on Propositions and Grievances ;

Engrossed House bill in favor of E. D. Davis.

To the Judiciary Committee ;

Engrossed House bill to divide Hyde county into wreck districts.

To the Committee on Propositions and Grievances ;

Engrossed House bill to allow Probate Judges to prove deeds, trusts, &c.

To the Judiciary Committee ;

Engrossed House bill to incorporate the Excelsior Planting Company.

To the Committee on Corporations ;

Engrossed House bill to amend several militia laws of the State.

To the Committee on Military Affairs;

Engrossed House bill in favor of the Sheriff of Stokes county.

To the Committee on Propositions and Grievances; and

Engrossed House bill to change the time of holding the Superior Courts in the several counties comprising the 3rd Judicial District.

To the Judiciary Committee.

Joint Resolution allowing actual expenses to the Committee to investigate the affairs of the Chesapeake Canal Company.

Passed third reading by the following vote:

YEAS—Messrs. Beall, Beasley, Brogden, Burns, Blythe, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Martindale, Melchor, Moore of Carteret, McLaughlin, Respass, Robbins, Scott, Smith, Sweet, White, Whiteside and Winstead—27.

NAYS—Messrs. Cook and Love—2.

Senate bill to prevent the sale of the reversionary interest in homestead lands

Passed third reading by the following vote:

YEAS—Messrs. Beasley, Beeman, Brogden, Burns, Blythe, Cook, Davis, Eppes, Forkner, Galloway, Harrington, Lassiter, Legg, Martindale, Moore of Carteret, Respass, Robbins, Scott, Shoffner, Sweet, Welker and Winstead—22.

NAYS—Messrs. Barnes, Beall, Colgrove, Flythe, Graham, Hayes, Jones of Mecklenburg, Jones of Wake, Lindsay, Love, Melchor, McLaughlin, Murphy and Whiteside—14.

Engrossed House bill to amend chapters 65 and 112 of the public laws was read third time. After considerable discussion,

On motion of Mr. Beasley, the previous question was ordered,

When the bill failed to pass third reading by the following vote:

YEAS—Messrs. Beall, Beeman, Blythe, Davis, Forkner,

Hayes, Harrington, Lindsay, Mason, Martindale, Moore of Carteret, Shoffner, Sweet, Welker, Whiteside and Winstead—16.

NAYS—Messrs. Barnes, Beasley, Brogden, Burns, Cook, Eppes, Flythe, Galloway, Graham, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Love, Melehor, McLaughlin, Murphy, Respass, Robbins, Stephens and White—21.

Mr. Stephens moved to reconsider the vote just taken.

Mr. Love moved to lay that motion on the table.

The motion to table did not prevail by the following vote :

YEAS—Messrs. Barnes, Beasley, Brogden, Burns, Eppes, Flythe, Galloway, Graham, Jones of Columbus, Jones of Wake, Lassiter, Love, Melchor, McLaughlin, Murphy, Respass, Robbins, White and Whiteside—19.

NAYS—Messrs. Beall, Beeman, Blythe, Colgrove, Cook, Davis, Forkner, Hayes, Harrington, Hawkins, Jones of Mecklenburg, Lindsay, Mason, Martindale, Moore of Carteret, Shoffner, Smith, Stephens, Sweet, Welker and Winstead—21.

The President ratified the following bills and resolutions :

A bill declaratory of the easements to which an act entitled an act concerning the settlement of the estates of deceased persons, being chapter 113 of the acts of 1868-'69, is applicable ;

Senate resolution in regard to stationery ;

Senate resolution requiring a catalogue of bills passed ;

Senate resolution of inquiry concerning expenses of the State government ;

Senate resolution requesting information from the Governor ;

A bill to incorporate the Planter's Rail Road Company ;

A bill to amend an act to extend the corporate limits of the town of Lumberton, in the county of Robeson ;

A bill to lay out and construct a road through the county of Alleghany and Ashe ;

A bill to incorporate the Mechanics' Building and Loan Association of Raleigh, North Carolina ;

A bill to authorize the Commissioners of Duplin county to levy a special tax for certain purposes ;

A bill to incorporate the Reversion Manufacturing Company ;

A bill to allow the County Commissioners of Jones county to levy a special tax ;

A bill to incorporate the trustees of Ebenezer Church, in the county of Mecklenburg ;

A bill to incorporate the Wilmington and Carolina Rail Road Company ;

A bill to incorporate the Benevolent Sons of Edgecombe county ;

A bill to empower the Board of Commissioners of the county of Stanly to levy a special tax ;

A bill to provide for the levying of a special tax in the county of Perquimans ;

A bill to authorize the Commissioners of the county of McDowell to levy a special tax and for other purposes ;

A bill to incorporate the Reliance Bucket and Axe Company, No. 1, of the city of Newbern ;

A bill to legalize and make valid an election held in the town of Pittsboro', in the county of Chatham, for municipal officers of said town ;

A bill to prevent the felling of trees in Big Hunting Creek, in Iredell county ;

A bill to incorporate the town of Mount Olive, in Wayne county ;

A bill to authorize the Commissioners of Robeson county to issue bonds ;

A bill to authorize the Commissioners of Chowan county to levy a special tax ;

A bill to incorporate a bank in the city of Raleigh ; and

A bill to amend the charter of the town of Tarboro'.

The same were transmitted by the Secretary of the Senate to the Secretary of State.

On motion of Mr. Stephens, the Senate adjourned by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Jones of Columbus, Lindsay, Martindale, Moore of Carteret, Respass, Shoffner, Smith, Stephens, Sweet, Welker and Winstead—22.

NAYS—Messrs. Beasley, Brogden, Burns, Flythe, Galloway, Graham, Jones of Mecklenburg, Jones of Wake, Lassiter, Love, Melchor, McLaughlin, Murphy, Robbins, White and Whiteside—16.

EVENING SESSION.

The Senate met at 7½ o'clock,

The President in the Chair.

Mr. Forkner moved a suspension of the rules so as to put bills on their final passage.

The motion did not prevail.

The following bills passed second reading, viz :

Engrossed House bill to incorporate the Peoples' Manufacturing Loan and Trust Company, of the county of Cumberland ;

Senate bill for the relief of the Sheriff of Halifax county.

On motion of Mr. Stephens, it was ordered that all bills be placed on their final passage.

Senate bill to authorize Isaac Aldridge, former Sheriff of Henderson county, to collect arrears of taxes, was read second time and rejected.

Senate bill to authorize the Commissioners of Carteret county to levy a special tax was read second time.

Mr. Moore, of Carteret, offered a substitute for the bill.

The substitute was adopted for the original bill.

As amended by the adoption of the substitute, the bill passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Burns, Blythe, Cherry, Colgrove, Davis, Eppes, Flythe, Forkner, Harrington, Hawkins, Mason, Melchor, Moore of Carteret, Murphy, Scott, Smith, Welker and White—22.

NAYS—Messrs. Graham, Love, Respass, Robbins and White—4.

Senate bill to allow the County Commissioners of Halifax county to levy a special tax

Passed second reading, amended by striking out “\$12,000,” and inserting “\$6,000,” by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Cherry, Colgrove, Davis, Eppes, Forkner, Harrington, Hawkins, Jones of Mecklenburg, Mason, Melchor, McLaughlin, Scott, Shoffner, Smith, Stephens, White and Winstead—23.

NAYS—Messrs. Bellamy, Blythe, Flythe, Graham, Love, Moore of Carteret, Respass, Robbins, Welker and White—10.

Engrossed House bill to repeal an act to incorporate the town of Milton, in the county of Caswell,

Passed second and third readings amended by the adoption of a substitute for the original bill.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cherry, Colgrove, Davis, Forkner, Harrington, Hawkins, Jones of Mecklenburg, Jones of Wake, Mason, Melchor, Moore of Carteret, McLaughlin, Murphy, Robbins, Scott, Smith, Stephens, Welker and White—27.

NAYS—Messrs. Love and Respass—2.

Engrossed House bill to incorporate the Peoples' Manufacturing Loan and Trust Company, of the county of Cumberland,

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden,

Burns, Blythe, Cherry, Colgrove, Eppes, Forkner, Harrington, Hawkins, Jones of Mecklenburg, Jones of Wake, Lindsay, Mason, Melchor, McLaughlin, Murphy, Robbins, Scott, Shoffner, Smith, Stephens and White—26.

NAYS—Messrs. Love, Respass and Welker—3.

Senate bill for the relief of the Sheriff of Halifax county

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Colgrove, Davis, Eppes, Flythe, Forkner, Harrington, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Mason, Melchor, Murphy, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White and Winstead—32.

NAYS—Mr. Respass—1.

Engrossed House bill to prohibit bathing in Lumber River within certain limits

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cherry, Colgrove, Davis, Eppes, Flythe, Forkner, Hayes, Harrington, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Love, Mason, Melchor, McLaughlin, Murphy, Robbins, Scott, Smith, Stephens and Sweet—31.

NAYS—Messrs. Barnes and Respass—2.

Senate bill to prevent the felling of trees and placing other obstructions into the waters of Mill Creek between Bentonsville and Neuse river in the county of Johnston

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Davis, Eppes, Flythe, Forkner, Hayes, Harrington, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Lindsay, Love, Mason, Martindale, Murphy, Robbins, Scott, Smith, Stephens and White—31.

NAYS—Messrs. Jones of Columbus, McLaughlin, Respass and Welker—4.

Senate bill to amend chapter 90, laws of 1868-'69,

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Beall, Beasley, Beeman, Brogden, Burns, Cherry, Colgrove, Cook, Eppes, Forkner, Harrington, Hawkins, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Mason, Murphy, Scott, Smith, Stephens and Sweet—21.

NAYS—Messrs. Barnes, Bellamy, Flythe, Love, McLaughlin, Respass, Welker and White—8.

Mr. Sweet moved a suspension of the rules to allow the Judiciary Committee to report engrossed House bill to change the times of holding the terms of several Superior Courts of the counties comprising the 3rd judicial district; also, to place the bill on its passage.

The motion prevailed by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Blythe, Cherry, Colgrove, Cook, Davis, Eppes, Flythe, Forkner, Hayes, Harrington, Hawkins, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Love, Mason, Martindale, Moore of Carteret, McLaughlin, Murphy, Respass, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White and Winstead—36.

NAYS—Mr. Bellamy—1.

The Judiciary Committee reported the bill favorably,

When the bill passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Blythe, Cherry, Colgrove, Davis, Eppes, Flythe, Forkner, Hayes, Harrington, Hawkins, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Love, Mason, Martindale, Moore of Carteret, McLaughlin, Murphy, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker and White—35.

NAYS—None.

Engrossed House bill to authorize the Sheriff of Cleaveland county to collect arrears of taxes was read second time and amended, by inserting E. S. Buchanan, Sheriff of Jackson county.

Mr. Davis moved to insert John Reilly, Sheriff of Cumberland county.

On motion of Mr. Stephens, the Senate adjourned until to-morrow at 10, A. M.

WEDNESDAY, MARCH 2d, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Tuesday was read and approved.

Mr. Robbins presented a petition from the Springfield Agricultural Club.

Read and referred to the Committee on Agriculture.

The Judiciary Committee reported favorably

Engrossed House bill in favor of E. D. Davis.

Mr. Hayes, for the Committee on Townships, reported, with an amendment,

Senate bill to amend section 19, chapter 185, of the public laws of 1868-'69, entitled an act concerning townships, ratified April 10th, 1869.

Mr. Brogden, for the Committee on Finance, reported favorably

Senate bill to loan the money levied for special tax bonds to the State.

A message was received from the House of Representatives transmitting

Senate bill to repeal certain acts passed at the session of

1868-'69, making appropriations to rail road companies, with the following amendments :

Strike out the proviso to the first section ; also, strike out all after the word "government," in section 2, and insert in lieu thereof the following words : "And shall be credited to the counties of the State upon the tax to be assessed for the year 1870 in proportion to the amounts collected from them respectively."

Mr. Graham moved that the Senate concur in the House amendments.

Mr. Forkner moved to postpone the motion to concur until the 10th instant.

After discussing the subject at length,

Mr. Graham moved the previous question.

The previous question was ordered by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Burns, Cherry, Colgrove, Cook, Davis, Eppes, Flythe, Graham, Hayes, Harrington, Hawkins, Jones of Mecklenburg, Legg, Lindsay, Martindale, Melchor, Moore of Carteret, McLaughlin, Robbins, Scott, Sweet and Whiteside—28.

NAYS—Messrs. Brogden, Blythe, Forkner, Galloway, Jones of Wake, Lassiter, Love, Shoffner, Smith, Welker, White and Winstead—12.

The Senate concurred in the House amendments by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Cherry, Colgrove, Cook, Davis, Eppes, Flythe, Graham, Hayes, Harrington, Hawkins, Jones of Mecklenburg, Legg, Lindsay, Mason, Martindale, Melchor, Moore of Carteret, McLaughlin, Murphy, Robbins, Scott, Shoffner, Sweet, Whiteside and Winstead—32.

NAYS—Messrs. Blythe, Forkner, Galloway, Lassiter, Love, Smith, Welker and White—8.

Leave of absence was granted Mr. Respass for the balance of the week ;

To Mr. Beasley until Tuesday next.

Mr. Beeman gave notice of a bill to charter a public ferry across Pee Dee river ;

Mr. Robbins, of a bill to prevent male stock from running at large ;

Mr. Harrington, of a bill to transfer Chatham county to the 5th judicial district, and to transfer Union county to the 9th judicial district, and to change the times of holding the terms of the Court in said district.

Mr. Graham offered a resolution in relation to bonds in the Public Treasury.

Laid over.

On motion of Mr. Jones, of Wake, the rules were suspended, and

Senate bill to loan the money levied for special tax bonds to the State was taken up and read second time.

Mr. Forkner moved to amend by adding, "except that portion levied and collected to pay interest on the bonds issued to the North Western North Carolina Rail Road Company."

The amendment was rejected by the following vote :

YEAS—Messrs. Beall, Blythe, Colgrove, Davis, Forkner, Galloway, Graham, Lindsay, Martindale, Scott, Shoffner, Stephens, Welker and Winstead—14.

NAYS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Burns, Flythe, Hayes, Harrington, Jones of Wake, Legg, Love, Moore of Carteret, McLaughlin, Robbins, Smith and Sweet—17.

Mr. Love moved to add "except the Western Division of the Western North Carolina Rail Road Company."

The amendment was rejected.

The bill passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Davis, Eppes, Flythe, Graham, Jones of Wake, Legg, Lindsay, Mason, Moore of Carteret, McLaughlin, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Whiteside and Winstead—26.

NAYS—Messrs. Forkner, Galloway, Hayes, Harrington, Lassiter, Love, Martindale and Welker—8.

The unfinished business being the motion to reconsider the vote by which the Senate rejected, on third reading, engrossed House bill to amend chapters 65 and 112 of the public laws,

The same was taken up.

After being discussed at length,

On motion of Mr. Hayes, the previous question was ordered.

The motion to reconsider prevailed by the following vote :

YEAS—Messrs. Beall, Beeman, Bellamy, Colgrove, Cook, Davis, Forkner, Hayes, Harrington, Mason, Martindale, Moore of Carteret, Shoffner, Smith, Stephens, Sweet, Welker, Whiteside and Winstead—19.

NAYS—Messrs. Barnes, Beasley, Brogden, Flythe, Galloway, Graham, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Love, Melchor, McLaughlin, Murphy, Robbins and White—18.

On motion of Mr. Martindale, the previous question was ordered.

The bill passed third reading by the following vote :

YEAS—Messrs. Beall, Beeman, Bellamy, Colgrove, Cook, Davis, Forkner, Hayes, Harrington, Lindsay, Mason, Martindale, Moore of Carteret, Shoffner, Smith, Stephens, Sweet, Welker, Whiteside and Winstead—20.

NAYS—Messrs. Barnes, Beasley, Brogden, Eppes, Flythe, Galloway, Graham, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Love, Melchor, McLaughlin, Murphy, Robbins and White—17.

On motion of Mr. Hayes, the Senate adjourned.

EVENING SESSION.

The Senate met at 7½ o'clock,

The President in the Chair.

Senate bill to authorize the Commissioners of Carteret county to levy a special tax

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cherry, Colgrove, Davis, Eppes, Forkner, Hayes, Hawkins, Lassiter, Legg, Mason, Martindale, Melchor, Moore of Carteret, McLaughlin, Murphy, Scott, Stephens, Welker and White—26.

NAYS—Messrs. Bellamy, Cook, Flythe, Galloway, Lindsay, Love, Robbins, Shoffner, Whiteside and Winstead—10.

Senate bill to allow the Commissioners of Halifax county to levy a special tax

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Colgrove, Davis, Eppes, Forkner, Hayes, Hawkins, Lassiter, Legg, Melchor, McLaughlin, Murphy, Scott, Stephens and White—18.

NAYS—Bellamy, Blythe, Galloway, Moore of Carteret, Robbins, Shoffner, Welker, Whiteside and Winstead—9.

On motion of Mr. Welker, the rules were suspended to take up and put on its passage

Senate bill to incorporate the Deep River Manufacturing Company.

The bill was read second time.

Mr. Welker moved to insert the name of "Jonathan Newland."

Agreed to.

The amendments recommended by the committee on Corporations were adopted.

On motion of Mr. Hayes, the word "Commonwealth," was stricken out and "State" inserted.

On motion of Mr. Welker, the title of the corporation was changed to the "Ore Hill Manufacturing Company."

As amended, the bill passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Blythe, Cherry, Colgrove, Cook, Davis, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Hawkins, Lassiter, Legg, Lindsay, Love, Mason, Martindale, Melchor, Moore of Carteret, McLaughlin, Murphy, Robbins, Scott, Shoffner, Smith, Stephens, Welker, White, Whiteside and Winstead—36.

NAYS—None.

Engrossed House bill to authorize the Sheriff of Cleveland county to collect arrears of taxes

Passed second reading amended by inserting "John Reilly, Sheriff of Cumberland county," by the following vote :

YEAS—Messrs. Barnes, Beeman, Brogden, Blythe, Cherry, Cook, Forkner, Galloway, Graham, Hayes, Lassiter, Lindsay, Mason, Martindale, Melchor, Murphy, Scott, Shoffner, Smith, White and Whiteside—21.

NAYS—Messrs. Beasley, Bellamy, Hawkins, Legg, Moore of Carteret, McLaughlin, Robbins, Welker and Winstead—9.

The bill passed third reading amended by adding the following provision :

"Provided, That any person who will swear that he, she or they have paid said taxes, shall not be required to pay the same."

The following is the vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Cherry, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Mason, Martindale, Melchor, Murphy, Scott, Shoffner, Smith, White and Whiteside—24.

NAYS—Messrs. Bellamy, Blythe, Cook, Hawkins, Moore of Carteret, McLaughlin, Robbins, Stephens and Welker—9.

On motion of Mr. Hayes, it was ordered that all bills taken up be put on their passage.

Senate bill to incorporate the Tarboro' Street Railway Company

Passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Blythe, Cherry, Cook, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Hawkins, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Love, Mason, Martindale, Melchor, Moore of Carteret, McLaughlin, Murphy, Scott, Shoffner, Smith, Stephens, White and Whiteside—32.

NAYS—None.

Mr. Cook introduced a bill to incorporate the Johnston Building Association.

Read first time and placed on the calendar.

Engrossed House bill to extend the limits of the city of Wilmington

Passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Blythe, Cherry, Davis, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Love, Martindale, Melchor, Moore of Carteret, McLaughlin, Murphy, Scott, Shoffner, Smith, Stephens, White, Whiteside and Winstead—33.

NAYS—None.

Senate bill to authorize G. N. Lewis, Sheriff of Nash, to collect arrears of taxes

Passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Blythe, Cherry, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Lindsay, Martindale, Melchor, Moore of Carteret, Murphy, Scott, Shoffner, Smith, Stephens, White and Whiteside—28.

NAYS—Mr. Welker—1.

Engrossed House bill amendatory of an act entitled an act relative to the Western Turnpike Road passed second reading amended as reported by the committee.

The bill passed third reading with the amendment offered by Mr. Love, viz :

“The Commissioners of Cherokee county may erect three gates in said county on said turnpike, only one of which shall be east of the town of Murphy.”

The following is the vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Blythe, Cherry, Cook, Davis, Eppes, Flythe, Galloway, Graham, Hayes, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Love, Mason, Martindale, Melchor, Murphy, Robbins, Scott, Shoffner, Smith, White and Whiteside—31.

NAYS—None.

Senate resolution in favor of John Horton, Sheriff of Watauga,

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Blythe, Davis, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Martindale, Melchor, Murphy, Robbins, Shoffner, Smith, Stephens, White, Whiteside and Winstead—28.

NAYS—None.

Engrossed House bill declaring a portion of Tar river a lawful fence

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cherry, Cook, Davis, Eppes, Flythe, Galloway, Graham, Hayes, Hawkins, Jones of Mecklenburg, Jones of

Wake, Lassiter, Legg, Lindsay, Martindale, Melchor, Murphy, Robbins, Scott, Shoffner, Smith, Stephens, Welker, White, Whiteside and Winstead—33.

NAYS—None.

Senate bill to incorporate the Chesapeake and Gulf Transportation Company

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Blythe, Cook, Davis, Eppes, Flythe, Forkner, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Martindale, Moore of Carteret, Robbins, Scott, Shoffner, Stephens, White, Whiteside and Winstead—25.

NAYS—Messrs. Galloway and Graham—2.

On motion of Mr. Galloway, the Senate adjourned until to-morrow at 10, A. M.

THURSDAY, MARCH 3d, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Wednesday was read and approved.

The following notices of bills were given, viz :

By Mr. Robbins, of a bill to require Clerks of the Superior Courts to renew their bonds annually ;

By Mr. Barnes, of a bill to collect the arrears of taxes in the town of Wilson ; and

Mr. Martindale, of a bill to incorporate the Independent Telegraph Company.

Mr. Blythe introduced a resolution instructing the Committee on Printing.

Laid over.

Mr. Eppes, a resolution to adjourn on the 16th inst.

Laid over.

Mr. Harrington introduced a bill to transfer Chatham county, now in the seventh judicial district, to the fifth judicial district, and to transfer Union county, now in the fifth district, to the ninth judicial district, and to change the time of holding the terms of the Court in said districts.

Read first time and referred to the Judiciary Committee.

Mr. Robbins introduced a resolution instructing the Secretary of State.

Adopted.

Engrossed House resolution concerning absent members, was taken up and adopted.

Senate resolution allowing the State Treasurer to burn certain bonds was taken up.

Mr. Hayes moved to amend by adding as follows: "and he shall report to the General Assembly the amount and character of the bonds so burned."

The amendment was adopted.

As amended the resolution was adopted.

Joint resolution to adjourn 14th inst. was taken up and,

On motion of Mr. Shoffner, was postponed until the 8th inst.

A communication was received from his Excellency, the Governor, in relation to the investment of the literary fund in special tax bonds.

The House of Representatives concurred in

Senate bill to incorporate the trustees of Greensboro' Female College;

Also, Senate bill authorizing C. Hunter, guardian, to make title to real estate, and notified the Senate of the same by message.

Mr. Graham introduced a resolution authorizing the Public Treasurer to employ counsel.

Laid over;

Mr. Jones, of Wake, a resolution in favor of M. M. Williams.

Laid over.

Mr. Love moved a suspension of the rules so as to have an extra session at 7½ o'clock.

The motion did not prevail by the following vote :

YEAS—Messrs. Barnes, Blythe, Cherry, Colgrove, Eppes, Flythe, Forkner, Galloway, Hayes, Hyman, Hawkins, Jones of Columbus, Legg, Lindsay, Love, Melchor, Moore of Carteret, Shoffner, White and Whiteside—20.

NAYS—Messrs. Beall, Beeman, Bellamy, Brogden, Burns, Graham, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Martindale, McLaughlin, Murphy, Robbins, Scott, Smith, Stephens, Welker and Winstead—19.

Senate resolution providing for two daily sessions was taken up and rejected.

Senate resolution to amend Senate rules was taken up and rejected.

Senate resolution declaring the State bankrupt was taken up.

On motion of Mr. Hayes, the previous question was ordered, When the resolution failed to pass by the following vote :

YEAS—Messrs. Bellamy and Galloway—2.

NAYS—Messrs. Barnes, Beall, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Flythe, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Martindale, Melchor, Moore of Carteret, McLaughlin, Murphy, Robbins, Scott, Smith, Stephens, Whiteside and Winstead—28.

The House of Representatives transmitted by message Senate bill to amend chapter 270, public laws of 1868-'69, entitled an act concerning the power and duties of State officers, with the following amendment, viz :

Strike out all after the word " vote," in section 2, and insert the following :

"Provided, That the Governor shall, by and with the advice and consent of the Council of State, appoint the directors and

proxies for the State in all corporations and joint stock companies chartered before the adoption of the new Constitution of North Carolina."

On motion of Mr. Cook, the Senate concurred in the House amendments and notified them of the same by message.

The following resolutions were read and tabled, viz :

Senate resolution appointing a committee to examine the calendar and report the most important bills to be acted on ;

Joint resolutions in relation to printing ;

Senate resolution authorizing the Public Treasurer to borrow money ;

Senate resolution amendatory of the Rules of Order ;

Senate resolution in regard to State Binding ;

Senate resolution in relation to Cuba ;

Engrossed House resolution in relation to the Enrolling Clerk and Committee ; and

Senate resolution in relation to investigating committees.

The following is the vote on the motion to table the resolution in relation to investigating committees :

YEAS—Messrs. Beall, Brogden, Burns, Blythe, Cherry, Flythe, Forkner, Graham, Harrington, Hyman, Jones of Mecklenburg, Jones of Wake, Legg, Lindsay, Love, Mason, Melchor, McLaughlin, Robbins, Scott, Shoffner, Smith, Stephens, Whiteside and Winstead—25.

NAYS—Messrs. Bellamy, Colgrove, Davis, Hayes and Martindale—5.

Joint resolution instructing the Secretary of State was taken up.

On motion of Mr. Graham, the resolution was amended as follows, viz : by striking out " on or before the 28th of February, 1870," and inserting " within ten days after the adjournment of the General Assembly." Also, by inserting after the word " abstract " the following words : " as usually set forth in marginal notes."

Mr. Hayes moved to amend by having the resolution read :

"That the Secretary of State furnish each member of the General Assembly ten copies of the laws."

The motion failed for the want of a quorum voting.

The resolution, as amended, was adopted by the following vote:

YEAS—Messrs. Barnes, Beeman, Burns, Blythe, Cherry, Colgrove, Cook, Davis, Eppes, Flythe, Graham, Hayes, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Melchor, Scott, Shoffner, Smith, Stephens, Sweet and Whiteside—24.

NAYS—Messrs. Bellamy, Brogden, Harrington, Love, McLaughlin, Murphy, Welker and White—8.

Mr. Welker introduced a resolution appointing Dr. C. T. Murphy on the Board of Public Charities.

Laid over.

Mr. Love, a resolution requesting information of the Secretary of State.

On motion of Mr. Smith, the resolution was laid on the table.

Senate bill to repeal section 8, chapter 41, of an ordinance ratified March 13th, 1868, was read third time.

Mr. Sweet moved to postpone the consideration of the bill until the 10th instant.

Mr. Forkner moved to lay the bill on the table.

The motion did not prevail by the following vote:

YEAS—Messrs. Beeman, Bellamy, Burns, Blythe, Colgrove, Forkner, Galloway, Hayes, Lassiter, Legg, Martindale, Moore of Carteret, Smith, Stephens and White—15.

NAYS—Messrs. Barnes, Beall, Brogden, Cook, Davis, Flythe, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lindsay, Love, Mason, Melchor, McLaughlin, Robbins, Scott, Shoffner, Sweet, Welker, Whiteside and Winstead—24.

The motion of Mr. Sweet to postpone did not prevail by the following vote:

YEAS—Messrs. Beeman, Blythe, Davis, Forkner, Hayes,

Jones of Wake, Lassiter, Moore of Carteret, Smith, Stephens, Sweet, Welker, White, and Winstead—14.

NAYS—Messrs. Barnes, Bellamy, Brogden, Burns, Cherry, Cook, Flythe, Galloway, Graham, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Mecklenburg, Legg, Lindsay, Love, Mason, Martindale, Melchor, McLaughlin, Robbins, Scott, Shoffner and Whiteside—25.

Mr. Shoffner offered a substitute for the bill.

The substitute was rejected by the following vote :

YEAS—Messrs. Beeman, Bellamy, Brogden, Burns, Blythe, Davis, Eppes, Forkner, Galloway, Hayes, Jones of Wake, Lassiter, Legg, Shoffner, Smith, Stephens, Welker and White—18.

NAYS—Messrs. Barnes, Beall, Cherry, Cook, Flythe, Graham, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Mecklenburg, Lindsay, Love, Mason, Martindale, Melchor, Moore of Carteret, McLaughlin, Robbins, Scott, Sweet, Whiteside and Winstead—23.

Mr. Welker moved to amend the bill by inserting "the first day of June, 1870."

Mr. Love moved to amend the amendment by inserting "the first day of April, 1870."

Mr. Galloway moved to lay the amendments on the table.

The motion to table did not prevail by the following vote :

YEAS—Messrs. Bellamy, Burns, Blythe, Davis, Eppes, Forkner, Galloway, Hayes, Legg, Moore of Carteret, Smith, Stephens, Sweet, Welker and White—15.

NAYS—Messrs. Barnes, Beall, Beeman, Brogden, Cherry, Colgrove, Cook, Flythe, Graham, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Love, Mason, Martindale, Melchor, McLaughlin, Murphy, Robbins, Scott, Whiteside and Winstead—27.

The question was divided.

The motion to strike out prevailed by the following vote :

YEAS—Messrs. Beall, Beeman, Brogden, Blythe, Colgrove,

Cook, Davis, Eppes, Forkner, Galloway, Hayes, Hyman, Hawkins, Jones of Wake, Lassiter, Martindale, Moore of Carteret, Robbins, Smith, Stephens, Sweet, Welker, White, Whiteside and Winstead—25.

NAYS—Messrs. Barnes, Bellamy, Burns, Cherry, Flythe, Graham, Harrington, Jones of Columbus, Jones of Mecklenburg, Legg, Lindsay, Love, Mason, Melchor, McLaughlin, Murphy and Scott—17.

The motion of Mr. Welker prevailed by the following vote :

YEAS—Messrs. Beeman, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Hyman, Hawkins, Jones of Wake, Lassiter, Martindale, Moore of Carteret, Smith, Stephens, Sweet, Welker, White and Winstead—22.

NAYS—Messrs. Barnes, Beall, Bellamy, Brogden, Cherry, Flythe, Graham, Harrington, Jones of Columbus, Jones of Mecklenburg, Legg, Lindsay, Love, Mason, Melchor, McLaughlin, Murphy, Robbins, Scott and Whiteside—20.

As amended, the bill passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Brogden, Burns, Blythe, Cherry, Cook, Eppes, Flythe, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Love, Mason, Martindale, Melchor, Moore of Carteret, McLaughlin, Murphy, Robbins, Scott, Smith, Sweet, Welker, White, Whiteside and Winstead—33.

NAYS—Messrs. Beeman, Bellamy, Davis, Forkner, Galloway, Jones of Columbus, Legg and Stephens—8.

On motion of Mr. Sweet, the Senate adjourned until to-morrow at 10, A. M.

FRIDAY, MARCH 4th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Thursday was read and approved.

Mr. Galloway presented a petition from Lincoln Township, New Hanover county.

Read and referred to the Committee on Townships.

Mr. Shoffner, for the Committee on Corporations, reported favorably

Senate bill to incorporate the North Carolina Masonic Temple Association ;

Engrossed House bill to incorporate the Cape Fear Building Association ; and

Engrossed House bill to incorporate the Wilmington Building Association.

The Committee reported a substitute for

Senate bill to authorize John A. Taylor to construct a bridge across the Brunswick river.

Mr. Love, for the Committee on Roads, reported favorably

Senate bill to amend the laws of 1868-'69, chapter 118, section 2.

Mr. Brogden gave notice of a bill to regulate insurance business and insurance agencies in the State.

Mr. Mason, of a bill to legalize the election of municipal officers elected for the town of Dallas, in the county of Gaston, for the year 1870.

Mr. Barnes introduced a bill to authorize the town constable of Wilson county to collect arrears of taxes.

Read first time and referred to the Committee on Finance.

Mr. Martindale introduced a bill to incorporate the Independent Telegraph Company.

The bill was read first time.

Mr. Martindale moved a suspension of the rules to place the bill on its passage.

The motion prevailed by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden, Burns, Blythe, Cherry, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Mason, Martindale, Melchor, Moore of Carteret, Murphy, Scott, Smith, Stephens, Welker and Whiteside—33.

NAYS—Messrs. Flythe, Graham and Love—3.

Mr. Welker moved to strike out the words “eminent domain.”

The vote stood as follows :

YEAS—Messrs. Beall, Bellamy, Eppes, Forkner, Graham, Hayes, Harrington, Hawkins, Jones of Columbus, Love, Melchor, Scott, Stephens, Welker and White—15.

NAYS—Messrs. Beeman, Brogden, Burns, Blythe, Cook, Davis, Galloway, Jones of Mecklenburg, Jones of Wake, Legg, Martindale, Moore of Carteret, Murphy, Smith and Whiteside—15.

The President voting in the affirmative, the motion prevailed.

Mr. Hayes moved to strike out section 8 of the bill.

The motion did not prevail by the following vote :

YEAS—Messrs. Beall, Beeman, Brogden, Burns, Blythe, Forkner, Hayes, Harrington, Hyman, Hawkins, Jones of Columbus, Love, Mason, Melchor, Shoffner and White—16.

NAYS—Messrs. Barnes, Bellamy, Cook, Davis, Eppes, Flythe, Galloway, Graham, Jones of Mecklenburg, Jones of Wake, Martindale, Moore of Carteret, Murphy, Scott, Smith, Stephens, Welker and Whiteside—18.

The bill passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Brogden, Burns, Blythe, Cook, Davis, Forkner, Galloway, Graham, Hawkins, Jones of Mecklenburg, Jones of Wake, Lindsay, Martindale, Moore of Carteret, Scott, Shoffner, Smith and Welker—20.

NAYS—Messrs. Beeman, Bellamy, Eppes, Flythe, Hayes,

Harrington, Hyman, Jones of Columbus, Love, Melchor, Robbins, White and Whiteside—13.

And, on motion of Mr. Martindale, was laid on the table.

Leaves of absence were granted as follows, viz:

To Mr. Winstead until Wednesday next;

To Messrs. Galloway and Jones of Wake until Tuesday next;

To Messrs. Wilson and Welker until Monday next.

Mr. Smith introduced a resolution to abolish the investigating committee ordered by the Senate.

Mr. Graham moved that the resolution be not received and considered by the Senate.

The motion did not prevail by the following vote:

YEAS—Messrs. Barnes, Beall, Cherry, Flythe, Graham, Hawkins, Jones of Mecklenburg, Lindsay, Love, Mason, Melchor, McLaughlin, Murphy, Robbins, Scott, Welker, White and Whiteside—18.

NAYS—Messrs. Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Legg, Martindale, Moore of Carteret, Smith, Stephens and Sweet—22.

Mr. Love moved the previous question on the adoption of the resolution.

The motion did not prevail by the following vote:

YEAS—Messrs. Barnes, Beall, Bellamy, Cherry, Flythe, Forkner, Graham, Jones of Mecklenburg, Lindsay, Love, Mason, Melchor, McLaughlin, Murphy, Robbins, Scott, Welker, White and Whiteside—19.

NAYS—Messrs. Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Wake, Legg, Martindale, Moore of Carteret, Smith, Stephens and Sweet—21.

On motion of Mr. Brogden, the following words were stricken out of the preamble, viz: "Which committee, with-

out precedent and in violation of the unanimous intent of the Senate, was made to consist of persons not Senators."

Mr. Jones, of Wake, moved to postpone until the 10th inst.

On motion of Mr. Hayes, the previous question was ordered by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden, Cherry, Colgrove, Cook, Davis, Flythe, Galloway, Graham, Hayes, Harrington, Hawkins, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Legg, Love, Martindale, Melchor, Moore of Carteret, McLaughlin, Murphy, Robbins, Scott, Stephens, Sweet, Welker and Whiteside—31.

NAYS—Messrs. Blythe, Eppes, Forkner, Hyman, Lindsay, Mason, Shoffner and White—8.

The resolutions were rejected by the following vote :

YEAS—Messrs. Bellamy, Brogden, Blythe, Colgrove, Cook, Davis, Eppes, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Legg, Martindale, Moore of Carteret, Smith, Stephens and Sweet—18.

NAYS—Messrs. Barnes, Beall, Beeman, Cherry, Flythe, Forkner, Graham, Hawkins, Jones of Mecklenburg, Jones of Wake, Lindsay, Love, Mason, Melchor, McLaughlin, Murphy, Robbins, Scott, Shoffner, Welker, White and Whiteside—22.

On motion of Mr. Welker, the Senate adjourned.

EVENING SESSION.

The Senate met at 7½ o'clock,

The President in the Chair.

The roll was called, and the following Senators were found to be absent without leave, viz :

Messrs. Beall, Bellamy, Brogden, Burns, Blythe, Cherry, Colgrove, Davis, Eppes, Galloway, Graham, Harrington, Hy-

man, Hawkins, Jones of Columbus, Jones of Wake, Lassiter, Legg, Love, Mason, McLaughlin, Robbins and Sweet.

Senate bill to incorporate the Union Rail Road Company was read second time.

Mr. Graham offered to add the following to section 7, viz :

“ Provided, That the guage of such road, and all its branches in the State of North Carolina, shall be the same as that of the North Carolina Rail Road, four feet eight and-a-half inches.”

The amendment was adopted by the following vote :

YEAS—Messrs. Barnes, Bellamy, Brogden, Colgrove, Cook, Eppes, Flythe, Graham, Hayes, Hyman, Hawkins, Jones of Mecklenburg, Legg, Love, Melchor, Moore of Carteret, Murphy, Scott, Shoffner and White—20.

NAYS—Messrs. Beall, Beeman, Blythe, Davis, Forkner, Harrington, Lindsay, Martindale, Smith, Stephens, Welker and Whiteside—12.

As amended, the bill was rejected by the following vote :

YEAS—Messrs. Barnes, Davis, Hyman, Hawkins, Melchor, Scott, Shoffner, Smith, Welker, White and Whiteside—11.

NAYS—Messrs. Beeman, Bellamy, Brogden, Blythe, Colgrove, Cook, Eppes, Flythe, Forkner, Graham, Hayes, Harrington, Jones of Mecklenburg, Legg, Lindsay, Love, Martindale, Moore of Carteret, Murphy and Stephens—20.

Mr. Forkner moved a reconsideration of the vote just taken.

On motion of Mr. Graham, the previous question was ordered on the motion to reconsider.

The motion to reconsider prevailed.

Mr. Hayes moved to strike out the following words in section 1, to wit : “ That to encourage the opening of additional facilities for rail road transportation to a large portion of the people of this State as hereinafter provided,” and insert “ For the purpose of building a rail road to run parallel with and in opposition to the North Carolina Rail Road.”

The amendment was rejected for the want of a quorum voting.

Mr. Moore, of Carteret, offered the following provision, viz:

“Provided, That the private property of the Stockholders of the said Company shall be liable for the debt of the Company.”

The amendment was rejected.

Mr. Love moved to postpone the consideration of the bill indefinitely.

On motion of Mr. Forkner, the previous question was ordered,

When the bill failed to pass second reading by the following vote:

YEAS—Messrs. Barnes, Beall, Blythe, Cherry, Davis, Forkner, Jones of Columbus, Lindsay, Martindale, Scott, Shoffner, Smith, Stephens, Welker and Whiteside—15.

NAYS—Messrs. Beeman, Bellamy, Brogden, Cook, Eppes, Flythe, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Love, Melchor, Moore of Carteret and Murphy—16.

Engrossed House bill to incorporate the Edenton and Norfolk Rail Road Company

Passed second reading.

On motion of Mr. Forkner, the Senate adjourned until to-morrow at 10, A. M.

SATURDAY, MARCH 5th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Friday was read and approved.

The Finance Committee reported favorably the following :
Senate bill to amend an act to enable the City of Raleigh to borrow money for certain purposes ;

Senate bill to authorize the Town Constable of the town of Wilson to collect arrears of taxes ; and

Engrossed House resolution in favor of Henderson & Enniss.

The Judiciary Committee reported favorably

Senate bill to transfer Chatham county, now in the 7th judicial district, to the 5th judicial district, and to transfer Union county, now in the 5th district, to the 9th judicial district, and to change the time for holding the terms of the court in said districts ; and

Senate bill to define the offence of contempt ;

And unfavorably

Senate bill to amend section 30, chapter 113, laws of 1868-'69 ; and

Senate bill to amend section 10, chapter 237, of the laws of 1868-'69.

The same Committee reported a substitute for engrossed House bill to allow Probate Judges to prove deeds, trusts, &c.

The following notices of bills were given :

By Mr. Beall, of a bill to authorize the County Commissioners to create a charity fund ;

By Mr. Burns, of a bill to repeal an ordinance of the Constitutional Convention of 1868 ; and

By Mr. Blythe, of a bill to authorize the County Commissioners of Henderson county to issue bonds for certain purposes.

Mr. Beeman introduced a bill to establish a ferry across the Pee Dee river.

Read first time and referred to the Committee on Roads ;

Mr. Blythe, a joint resolution in favor of T. W. Taylor, Sheriff of Henderson county.

Laid over ;

Mr. Love, a resolution of inquiry.

Mr. Martindale moved to lay the resolution on the table.

The motion did not prevail by the following vote :

YEAS—Messrs. Bellamy, Blythe, Colgrove, Cook, Hayes, Harrington, Hyman, Legg, Martindale, Moore of Carteret, Moore of Yancey, Shoffner and Smith—13.

NAYS—Messrs. Barnes, Beall, Beeman, Brogden, Cherry, Eppes, Forkner, Graham, Hawkins, Jones of Mecklenburg, Lindsay, Long, Love, Mason, Melchor, McLaughlin, Murphy, Robbins, Scott, White and Whiteside—21.

The resolution was adopted by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Cherry, Eppes, Flythe, Forkner, Graham, Hawkins, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Mason, Melchor, McLaughlin, Murphy, Robbins, Scott and Whiteside—22.

NAYS—Messrs. Bellamy, Blythe, Colgrove, Cook, Hayes, Harrington, Hyman, Legg, Martindale, Moore of Carteret, Moore of Yancey, Shoffner, Smith and White—14.

Mr. Forkner introduced a resolution requiring the Senate committee on investigation into rail road frauds to report on or before the 10th inst.

Mr. Cook moved to amend as follows : strike out the words “be and they are hereby respectfully requested,” and insert “we beg and pray you.”

The question was divided.

On motion of Mr. Graham, the previous question was ordered.

The motion to strike out did not prevail by the following vote :

YEAS—Messrs. Beeman, Bellamy, Colgrove, Cook, Legg, Martindale and Smith—7.

NAYS—Messrs. Barnes, Beall, Brogden, Eppes, Flythe, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Murphy, Robbins, Scott, Shoffner, White and Whiteside—26.

Mr. Cook moved to reconsider the vote by which the previous question was ordered.

The motion did not prevail,

When the resolution was adopted by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Blythe, Eppes, Flythe, Forkner, Graham, Hayes, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Robbins, Scott, Shoffner, Smith, White and Whiteside—31.

NAYS—Messrs. Bellamy, Colgrove, Cook and Harrington—4.

Senate bill to incorporate the Edenton and Norfolk Rail Road Company

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beeman, Brogden, Cherry, Colgrove, Eppes, Forkner, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Love, Mason, Martindale, Melchor, McLaughlin, Murphy, Robbins, Scott, Shoffner, Smith, Stephens, White and Whiteside—27.

NAYS—Messrs. Bellamy, Cook and Long—3.

Engrossed House bill to authorize the Sheriff of Yadkin county to collect arrears of taxes

Passed second and third readings amended by inserting "1869."

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Blythe, Colgrove, Eppes, Flythe, Forkner, Graham, Hayes, Hyman, Hawkins, Jones of Columbus, Jones of Mecklenburg, Lassiter, Lindsay, Long, Mason, Martindale, Melchor, Moore of Yancey, Murphy, Scott, Shoffner, Smith, Stephens, White and Whiteside—29.

NAYS—Messrs. Cook, McLaughlin and Robbins—3.

The House of Representatives notified the Senate by message of their concurrence in the following bills :

Senate bill to incorporate the Ore Hill Manufacturing Company ;

Senate bill to incorporate the Louisburg Co-operative Land and Building Association ; and

Senate bill for the relief of the Sheriff of Granville county.

The House of Representatives transmitted the following bills for Senate concurrence. The bills were read first time and disposed of as stated :

Engrossed House bill to incorporate the Policy Holders' Life and Tontine Assurance Company of the South.

Referred to the Committee on Corporations ;

Engrossed House bill to authorize the Commissioners of Watauga county to levy a special tax.

Referred to the Committee on Finance ;

Engrossed House bill to amend section 3, chapter 120, of the Revised Code.

Referred to the Judiciary Committee ;

Engrossed House bill concerning townships in the counties of Robeson and Gates.

Referred to the Committee on Townships ;

Engrossed House bill to require defendants to file pleadings on oath in all cases in which the execution of a written instrument is denied.

Referred to the Judiciary Committee ;

Engrossed House bill for the relief of Sheriffs who hold a receipt from the Public Treasurer.

Referred to the Committee on Finance ;

Engrossed House bill to amend paragraph 199, chapter 4, of the Code of Civil Procedure.

Referred to the Judiciary Committee ;

Engrossed House bill to amend an act in relation to landlords and tenants, ratified April 10th, 1869.

Referred to the Judiciary Committee ;

Engrossed House bill to empower the County Commissioners of Currituck county to levy a special tax.

Referred to the Committee on Finance ;

Engrossed House resolution to allow the Commissioners of Cumberland county to use the State arsenal, located in the town of Fayetteville, for a school house.

Referred to the Committee on Education ;

Engrossed House bill to amend sections 149, 266 and 274,
Code of Civil Procedure

Passed third reading under a suspension of the rules by the
following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Blythe,
Eppes, Flythe, Forkner, Graham, Harrington, Hyman, Haw-
kins, Jones of Mecklenburg, Legg, Lindsay, Long, Love, Mar-
tindale, Melchor, Moore of Yancey, McLaughlin, Murphy,
Scott, Shoffner, Smith, White and Whiteside—27.

NAYS—Mr. Lassiter—1.

Senate bill to loan the money levied for special tax purposes
to the State was read third time.

Mr. Hayes moved to amend by adding “and he shall place
as collateral security a like amount of mortgage bonds held
against rail road companies as security for the same.”

Mr. Graham moved to amend the amendment by striking
out “mortgage” and inserting “special tax.”

Adopted by the following vote :

YEAS—Messrs. Barnes, Beall, Brogden, Cherry, Cook, Flythe,
Graham, Hyman, Hawkins, Jones of Mecklenburg, Lassiter,
Melchor, McLaughlin, Murphy, Shoffner, Smith, Stephens and
Whiteside—18.

NAYS—Messrs. Beeman, Bellamy, Blythe, Forkner, Hayes,
Harrington, Lindsay, Long, Love, Mason, Moore of Yancey,
Robbins, Scott and White—14.

Mr. Graham offered the following substitute for the amend-
ment as amended :

“And he shall place as collateral security an amount of
special tax bonds sufficient at the present market value to reim-
burse said fund.”

The substitute was rejected.

A motion to reconsider the vote by which the Senate rejected
the substitute failed for the want of a quorum voting.

Mr. Lindsay moved to adjourn.

Not agreed to.

Mr. Graham moved to amend the amendment by inserting after the word "bonds" the words "at market value."

The amendment was adopted.

The amendment, as amended, was adopted.

Mr. Graham moved to add to the bill as follows:

"Also, all monies raised under special taxes for the Marion and Asheville and McDowell and Yancey Turnpikes."

The amendment was adopted.

Mr. Brogden offered a substitute for section 1 of the bill.

Mr. Hyman moved the previous question.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Beeman, Cherry, Colgrove, Forkner, Graham, Hayes, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Long, Mason, Martindale, Melchor, McLaughlin, Robbins, Scott, Shoffner and Whiteside—20.

NAYS—Messrs. Beall, Bellamy, Brogden, Cook, Harrington, Love, Moore of Yancey, Murphy, Smith and White—10.

The substitute offered by Mr. Brogden as follows:

"That the State Treasurer be authorized and directed to transfer from the tax money in the Treasury, known as the money paid as taxes on the so-called special tax bonds, to the public or general fund for the purposes of paying such appropriations for the support of the State asylums, the *per diem* and expenses of this General Assembly, and other ordinary demands on the Treasury,"

Was rejected.

The bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Beeman, Brogden, Cherry, Colgrove, Cook, Flythe, Graham, Hayes, Hyman, Hawkins, Jones of

Mecklenburg, Lassiter, Long, Melchor, McLaughlin, Robbins, Scott, Shoffner, Smith and Whiteside—21.

NAYS—Messrs. Beall, Blythe, Forkner, Harrington, Lindsay, Love, Mason, Moore of Yancey, Murphy and White—10.

Engrossed House bill to amend the corporation acts of Winston

Passed second and third readings amended by the adoption of a substitute.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Brogden, Blythe, Cherry, Colgrove, Cook, Forkner, Graham, Hayes, Harrington, Hawkins, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Mason, Melchor, Murphy, Robbins, Scott, Shoffner, White and Whiteside—25.

NAYS—Mr. Hyman—1.

On motion of Mr. Colgrove, the Senate adjourned until Monday at 10, A. M.

MONDAY, MARCH 7th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Saturday was read and approved.

Mr. Shoffner, for the Committee on Corporations, reported favorably

Engrossed House bill to incorporate the Excelsior Planting Company;

Also, Engrossed House bill to incorporate the Mechanics' Building and Loan Association.

Mr. Hayes, for the Committee on Townships, reported favorably

Engrossed House bill concerning townships in the counties of Robeson and Gates.

The House of Representatives transmitted the following bills, which were read first time and referred as stated :

Engrossed House bill relating to investments made by persons in a fiduciary character.

To the Judiciary Committee ;

Engrossed House bill concerning the treasurer of townships.

To the Judiciary Committee ;

Engrossed House bill relating to the supply of acts of the Assembly to the State Library and to the University.

To the Committee on Propositions and Grievances ;

Engrossed House bill to amend section 199 of the Code of Civil Procedure.

To the Judiciary Committee ;

Engrossed House bill concerning Coroners.

To the Committee on Privileges and Elections.

The House of Representatives concurred in the following bills and notified the Senate of the same :

Senate bill to require a return by Justices of the Peace of all criminal actions disposed of by them to the Clerk of the Superior Court ;

Senate bill concerning Townships in the county of Pitt ;

Senate bill to amend the charter of the Louisburg branch of the Wilmington and Weldon Rail Road ; and

Senate bill to authorize the Williamston and Tarboro Rail Road Company to issue first mortgage bonds.

Engrossed House bill to supply funds for the use of the Insane Asylum and for other purposes

Passed second and third readings amended by inserting the following after the word " out," in section 1, viz : " On account of existing appropriations to the aforesaid institutions."

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beeman, Bellamy, Brogden, Burns, Blythe, Flythe, Forkner, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Mason, Mar-

tindale, Melchor, Murphy, Robbins, Scott, Shoffner, Stephens, Sweet, Welker, White, Whiteside and Wilson—29.

NAYS—None.

The following notices of bills were given :

By Mr. Bellamy, of a bill to empower the Commissioners of the town of Tarboro' to sell the town commons ;

By Mr. Robbins, of a bill to provide a method for enforcing judgments against corporations ; and

By Mr. Legg, of a bill to allow County Commissioners to make extra allowance to Sheriffs in certain cases.

Mr. Beall introduced a bill to authorize County Commissioners to create a charity fund.

Read first time and referred to the Committee on Public Charities.

On motion of Mr. Robbins, the rules were suspended, when he introduced

A bill to provide how judgments for money against municipal corporations may be enforced.

Read first time and placed on the calendar.

Mr. Mason introduced a bill concerning the town of Dallas.

Read first time and referred to the Committee on Privileges and Elections.

Senate resolution authorizing the Public Treasurer to employ counsel was taken up and,

On motion of Mr. Moore, of Carteret, was referred to the Judiciary Committee.

Senate resolution in favor of M. M. Williams was taken up and,

On motion of Mr. Moore, of Carteret, was referred to the Committee on Education.

Senate resolution to adjourn on the 16th instant was taken up and,

On motion of Mr. Lindsay, was laid on the table.

Senate resolution on printing was taken up.

Mr. Robbins moved to amend by inserting the word "joint" before the word "committee."

The amendment was adopted.

As amended, the resolution was postponed until the 15th instant.

Senate resolution appointing Dr. C. T. Murphy to fill a vacancy on the Board of Public Charities was taken up and adopted.

Mr. Martindale moved a suspension of the rules to take up a bill to organize the militia of the State.

The motion did not prevail by the following vote :

YEAS—Messrs. Beeman, Bellamy, Brogden, Burns, Blythe, Forkner, Harrington, Hyman, Hawkins, Lassiter, Legg, Long, Martindale, Melchor, Moore of Carteret, Robbins, Stephens, Sweet and Whiteside—19.

NAYS—Messrs. Barnes, Jones of Mecklenburg, Love, Murphy, Scott, Welker, White and Wilson—8.

Engrossed House bill to authorize the Public Treasurer to pay to the Attorney General such sums of money as may be required to conduct a suit against the Albemarle and Chesapeake Canal Company

Passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Burns, Blythe, Colgrove, Forkner, Hyman, Hawkins, Lassiter, Martindale, Moore of Carteret, McLaughlin, Murphy, Robbins, Scott, Stephens, Sweet, Welker, White and Whiteside—20.

NAYS—Messrs. Bellamy, Brogden, Harrington, Long, Love, Mason and Melchor—7.

Senate bill to amend chapter 81, section 6, of the Revised Code

Passed second and third readings under a suspension of the rules.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beeman, Brogden, Burns, Blythe, Flythe, Forkner, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Lindsay, Long, Mason, Martindale, Melchor, Moore of Carteret, McLaughlin, Murphy, Scott, Stephens, Sweet, Welker, Whiteside and Wilson—25.

NAYS—Messrs. Colgrove, Harrington and Love—3.

Engrossed House bill to amend chapter 279 of the public laws of 1868-'69 was read second time.

The substitute offered by the Judiciary Committee for section 2 was adopted.

As amended, the bill passed second reading.

Senate bill in relation to Probate Judges was taken up and read second time.

Mr. Love offered a substitute for the bill.

The substitute was adopted by the following vote :

YEAS—Messrs. Barnes, Brogden, Burns, Hawkins, Jones of Mecklenburg, Lassiter, Legg, Long, Love, Mason, Melchor, Scott, Sweet, Whiteside and Wilson—15.

NAYS—Messrs. Bellamy, Blythe, Forkner, Harrington, Hyman, Jones of Mecklenburg, Lindsay, Moore of Carteret, McLaughlin, Murphy, Welker and White—11.

Senate bill to protect *bona fide* conveyances of land in certain cases

Passed second reading.

Engrossed House bill to change part of the line that divides Burke and McDowell counties was read second time and passed.

Engrossed House bill to provide for taking bonds in cases of bastardy was read second time.

Mr. Murphy moved to amend section 2 by striking out "five" and inserting "twenty-five."

The amendment failed for the want of a quorum voting by the following vote.

YEAS—Messrs. Beeman, Bellamy, Forkner, Long, Murphy, Sweet and Welker—7.

NAYS—Messrs. Brogden, Burns, Colgrove, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Love, Mason, Melchor, McLaughlin, Scott, Whiteside and Wilson—14.

On motion of Mr. Lindsay, the bill was indefinitely postponed.

Senate bill to amend chapter 75 of the Revised Code

Passed second reading.

Senate bill to further define the duties of Justices of the Peace, Townships Clerks and Constables was read second time.

The report of the Judiciary Committee, viz: "that the bill do not pass," was concurred in.

Leave of absence was granted Mr. Cherry for one week ;
Mr. Martindale until Saturday ;

Mr. Eppes until to-morrow.

On motion of Mr. Legg, the Senate adjourned until to-morrow at 10, A. M.

TUESDAY, MARCH 8th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Monday was read and approved.

The Judiciary Committee reported favorably

Engrossed House bill to amend section 199 of the Code of Civil Procedure.

The Committee on Education reported favorably

Engrossed House bill to incorporate the Onslow Branch of the Wilmington and Weldon Rail Road Company ;

Also, Engrossed House resolution to allow the Commissioners of Cumberland county to use the State arsenal, located in the town of Fayetteville, for a school house.

And, with amendments,

A resolution in favor of M. M. Williams.

The Committee on Roads reported, with amendments,

Senate bill to establish a ferry across the Pee Dee river.

Mr. Smith gave notice of a bill to make deposits and stocks in banks a set off.

Mr. Jones, of Wake, of a bill to incorporate the town of Wake Forest.

Mr. Legg introduced a bill to allow County Commissioners to make extra allowance to Sheriffs in certain cases.

Read first time and referred to the Judiciary Committee.

Mr. Burns introduced a bill to repeal an ordinance of the Constitutional Convention of 1868.

Read first time and referred to the Judiciary Committee.

Mr. Martindale moved a suspension of the rules to take up the militia bill and put it on its passage.

The motion was lost by the following vote :

YEAS—Messrs. Brogden, Burns, Blythe, Colgrove, Forkner, Hayes, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Long, Martindale, Moore of Carteret, Moore of Yancey, Richardson, Smith, Stephens, Sweet and Welker—20.

NAYS—Messrs. Barnes, Beall, Beeman, Flythe, Harrington, Jones of Mecklenburg, Love, Mason, Melchor, McLaughlin, Murphy, Scott, White, Whiteside and Wilson—15.

Mr. Lassiter moved a suspension of the rules to take up

Senate bill to amend section 19, chapter 185, of the public laws of 1868—'69.

The motion prevailed by the following vote :

YEAS—Messrs. Barnes, Brogden, Burns, Blythe, Colgrove, Flythe, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Robbins, Scott, Smith, Stephens, Sweet, Welker, White, Whiteside and Wilson—34.

NAYS—Mr. McLaughlin—1.

The bill was taken up and passed second and third readings amended as recommended by the Committee on Townships.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Burns, Blythe, Colgrove, Flythe, Forkner, Graham, Hayes, Harrington, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Richardson,

Robbins, Scott, Smith, Welker, White, Whiteside and Wilson—34.

NAYS—None.

Engrossed House resolution to allow the Commissioners of Cumberland county to use the State arsenal, located at Fayetteville, for a school house

Passed second reading.

Joint resolution to adjourn *sine die* on the 14th inst. was read and tabled.

Senate bill to require the Supreme Court of North Carolina to examine applicants for license to practice law in the several courts of the State

Passed third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Brogden, Burns, Blythe, Flythe, Forkner, Graham, Hayes, Harrington, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, McLaughlin, Murphy, Richardson, Robbins, Scott, Smith, Stephens, Sweet, Welker, White, Whiteside and Wilson—33.

NAYS—Mr. Hyman—1.

Engrossed House bill to authorize the Public Treasurer to pay to the Attorney General such sums of money as may be required to conduct a suit against the Albemarle and Chesapeake Canal Company

Passed third reading by the following vote:

YEAS—Messrs. Beall, Burns, Blythe, Forkner, Graham, Hayes, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Martindale, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Robbins, Smith, Stephens, Sweet, White and Whiteside—23.

NAYS—Messrs. Barnes, Beeman, Brogden, Flythe, Harrington, Lindsay, Long, Love, Mason, Richardson, Scott, Welker and Wilson—13.

Engrossed House bill to amend chapter 279 of the public laws of 1868-'69

Passed third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Burns, Blythe, Flythe, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, McLaughlin, Murphy, Richardson, Robbins, Scott, Smith, Stephens, Sweet, Welker, White, Whiteside and Wilson—34.

NAYS—None.

Senate bill to amend chapter 75 of the Revised Code passed third reading, amended by striking out "County Commissioners" and inserting "Clerk of the Superior Court," by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Burns, Blythe, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Legg, Lindsay, Long, Love, Melchor, Moore of Carteret, McLaughlin, Murphy, Richardson, Robbins, Scott, Smith, Stephens, Sweet, Whiteside and Wilson—29.

NAYS—Mr. White—1.

Senate bill to protect *bona fide* conveyances of land in certain cases

Passed third reading by the following vote:

YEAS—Messrs. Barnes, Beeman, Brogden, Burns, Blythe, Flythe, Forkner, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Lindsay, Long, Love, Melchor, Moore of Carteret, McLaughlin, Murphy, Richardson, Robbins, Scott, Smith, Sweet, Whiteside and Wilson—28.

NAYS—None.

Engrossed House bill to change part of the line that divides Burke and McDowell counties

Passed third reading by the following vote:

YEAS—Messrs. Beeman, Brogden, Blythe, Colgrove, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, McLaughlin, Richardson, Scott, Sweet, Welker, White, Whiteside and Wilson—27.

NAYS—Messrs. Barnes, Murphy, Robbins and Smith—4.

Engrossed House resolution to allow the Commissioners of Cumberland county to use the State arsenal, located in the town of Fayetteville, for a school house

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beeman, Brogden, Burns, Blythe, Flythe, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Lindsay, Long, Martindale, Melchor, Moore of Carteret, McLaughlin, Murphy, Richardson, Robbins, Scott, Smith, Welker, White and Wilson—28.

NAYS—Messrs. Love and Whiteside—2.

The President ratified the following bills, viz :

A bill to incorporate the Stonewall Lodge, No. 269, A. F. A. Masons, in the county of Martin ;

A bill to allow the Sheriff of Surry county to collect arrears of taxes ;

A bill to consolidate an act incorporating the town of Lenoir, Caldwell county, and the acts amendatory thereof ;

A bill to amend an act incorporating the town of Mount Airy, in the county of Surry ;

Resolution in favor of Tucker and Company ;

A bill entitled an act to repeal certain acts passed at the session of 1868-'69, making appropriations for Rail Road Companies ;

A bill to incorporate the Ore Hill Manufacturing Company ;

A bill to change the time of holding the terms of the several Superior Courts of the counties composing the third judicial district ;

A bill to allow Robert Ledbetter, Tax Collector of Richmond county, to collect arrears of taxes ;

A bill to incorporate the People's Building and Loan Association of Raleigh ;

Senate resolution requesting the committee of investigation to report to the Senate by the 10th day of March or sooner ; and

Senate resolution in relation to the printing of a bill in relation to the settlement of the estates of deceased persons.

The above bills and resolutions were transmitted by the Secretary of the Senate to the Secretary of State.

The House of Representatives concurred in the following bills and notified the Senate of the same by message :

Senate bill to incorporate the Boydton and Ridgeway Turnpike Company ;

Senate bill to empower the County Commissioners of Caldwell county to levy a special tax ;

Senate bill to amend the charter of the town of Franklinton ;

Senate bill to authorize the Commissioners of Northampton county to levy a special tax ;

Senate bill authorizing the formation of the Greensboro' Building and Loan Association in the county of Guilford ;

Joint resolution allowing actual expenses to the Committee to investigate the affairs of the Albemarle and Chesapeake Canal Company.

The House of Representatives transmitted the following bills which were read first time and referred as stated :

Engrossed House bill to enable the Northwestern North Carolina Rail Road Company to complete the first division of its road.

To the Committee on Internal Improvements ;

Engrossed House bill to authorize the Commissioners of Camden County to levy a special tax.

To the Committee on Propositions and Grievances ;

Engrossed House bill to authorize the Commissioners of Robeson county to erect a bridge across Lumber river, near Griffin's Bluff.

To the Committee on Propositions and Grievances ;

Engrossed House bill concerning townships in the county of Cumberland.

To the Committee on Townships ;

Engrossed House bill to enable the Wilmington, Charlotte

and Rutherford Rail Road Company to complete their road, and to authorize the return of State bonds to the Treasury.

To the Committee on Internal Improvements ;

Joint resolution in favor of the Orphans of North Carolina.

To the Committee on Education.

The following bills were read second time and passed, viz :

Senate bill to amend sections 562 and 563, chapter 280, laws of 1868-'69 ;

Engrossed House bill to amend an act, chapter 280, general laws of 1868—'69 ;

Senate bill to declare the law of evidence in certain cases ;

Senate bill to authorize the Board of Education to sell certain lands in Carteret county, amended, by inserting after the word "Board" the words "but not for less than one dollar per acre ;"

Engrossed House bill to allow Township Magistrates to take the privy examination of married women, amended by the adoption of a substitute reported by the Judiciary Committee.

The following bills were read second time and rejected :

Engrossed House bill to allow Justices of the Peace to take depositions without a commission ; and

Senate bill to amend the law in relation to laying off the homestead and personal property exemption.

Senate bill in relation to special taxes was read second time and tabled.

Senate bill to better protect policy holders of insurance companies was read second time and,

On motion of Mr. Graham, was laid on the table, to be taken up and considered in connection with the revenue bill.

Engrossed House bill in relation to the compensation of school committees was read second time and,

On motion of Mr. Sweet, was laid on the table by the following vote :

YEAS—Messrs. Barnes, Beall, Burns, Colgrove, Flythe, Hayes, Harrington, Jones of Mecklenburg, Lassiter, Lindsay,

Long, Love, Melchor, Richardson, Sweet, Welker, White, Whiteside and Wilson—19.

NAYS—Messrs. Beeman, Brogden, Blythe, Forkner, Graham, Hyman, Hawkins, Jones of Wake, McLaughlin, Murphy, Scott and Smith—12.

Senate bill to amend an act relating to the weighing of rosin at the port of Wilmington was read second time and,

On motion of Mr. Hyman, was postponed until the return of the Senator from New Hanover, by the following vote :

YEAS—Messrs. Brogden, Burns, Blythe, Flythe, Forkner, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Long, Martindale, Melchor, Smith, Welker and Whiteside—18.

NAYS—Messrs. Barnes, Beall, Beeman, Graham, Jones of Mecklenburg, McLaughlin, Murphy, Richardson and Scott—9.

On motion of Mr. Harrington, the Senate adjourned.

EVENING SESSION.

The Senate met at 7½ o'clock,

The President in the Chair.

On motion of Mr. Love, the rules were suspended so as to place bills on the second reading calendar on their final passage.

Engrossed House bill to incorporate the Edgecombe Masonic Building Association

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Beall, Beeman, Brogden, Colgrove, Flythe, Forkner, Hayes, Hyman, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Mason, Melchor, Moore of

Carteret, McLaughlin, Murphy, Robbins, Scott, Welker, White, Whiteside and Wilson—24.

NAYS—Messrs. Love and Moore of Yancey—2.

Engrossed House bill to create a Turnipike Road in Transylvania county

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Beall, Beeman, Brogden, Burns, Flythe, Forkner, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Richardson, Robbins, Scott, White, Whiteside and Wilson—26.

NAYS—Messrs. Colgrove, Hayes and Welker—3.

Engrossed House bill to fix the compensation of the County Treasurers of Rutherford, Wilson and Perquimans counties

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Beall, Beeman, Brogden, Burns, Flythe, Forkner, Graham, Hayes, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Love, Mason, Melchor, Moore of Carteret, McLaughlin, Murphy, Richardson, Robbins, Scott, Welker, White, Whiteside and Wilson—28.

NAYS—Messrs. Colgrove and Moore of Yancey—2.

Engrossed House bill to punish persons for violating the town laws of Salem

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Beall, Beeman, Brogden, Burns, Blythe, Flythe, Forkner, Graham, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Love, Mason, Melchor, Moore of Carteret, Murphy, Richardson, Scott, Welker, White, Whiteside and Wilson—25.

NAYS—Messrs. Colgrove, Hyman, Moore of Yancey, McLaughlin and Robbins—5.

Engrossed House bill to authorize the county of Craven to

issue bonds for the purpose of paying the present indebtedness of said county

Passed second reading by the following vote :

YEAS—Messrs. Beeman, Brogden, Burns, Blythe, Colgrove, Flythe, Forkner, Graham, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Richardson, Scott, Welker, White and Wilson—27.

NAYS—Messrs. Robbins and Whiteside—2.

Engrossed House bill to incorporate Carey Lodge, No. 198, Ancient York Masons, located at Carey, in the county of Wake, Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Beeman, Brogden, Burns, Blythe, Colgrove, Flythe, Forkner, Graham, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Richardson, Robbins, Scott, Welker, White, Whiteside and Wilson—29.

NAYS—None.

Senate bill to establish a company of pawn brokers in North Carolina was read second time.

Mr. Moore, of Carteret, moved to lay the bill on the table.

Not agreed to by the following vote :

YEAS—Messrs. Burns, Graham, Lindsay, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Welker and White—10.

NAYS—Messrs. Beeman, Brogden, Blythe, Colgrove, Forkner, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Murphy, Richardson, Robbins, Scott, Smith, Whiteside and Wilson—18.

Mr. Murphy offered the following amendment, to be added to section 8, as follows, viz :

“Provided, That all regularly appointed and bonded auctioneers in the State shall be allowed the same privileges granted to this corporation.”

On motion of Mr. Robbins, the bill and amendment were laid on the table.

A communication was received from Mr. Thomas Bragg, chairman of the Senate committee on investigation, asking that the time for making the report of the committee to the Senate be extended from Thursday, the 10th, to Saturday the 12th instant.

On motion of Mr. Robbins, the request was granted.

The House of Representatives transmitted

Engrossed House resolution authorizing the Public Treasurer to obtain funds for the immediate use of the Asylums, the Penitentiary, and for other purposes.

The resolution was adopted.

Engrossed House bill in favor of E. D. Davis

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Beeman, Brogden, Burns, Blythe, Colgrove, Flythe, Forkner, Graham, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Lindsay, Love, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Robbins, Scott, Smith, Welker, White, Whiteside and Wilson—26.

NAYS—None.

Engrossed House resolution in favor of Henderson & Ennis
Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Beeman, Brogden, Burns, Blythe, Flythe, Forkner, Graham, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Robbins, Scott, Smith, Welker, White, Whiteside and Wilson—27.

NAYS—Mr. Colgrove—1.

On motion of Mr. Moore, of Carteret, the Senate adjourned until to morrow at 10, A. M.

WEDNESDAY, MARCH 9th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Tuesday was read and approved.

The Committee on Internal Improvements reported favorably,

Engrossed House bill to amend the charter of the Little River Turnpike Company ;

Engrossed House bill to enable the North Western North Carolina Railroad Company to complete the first division of its road ; also

Engrossed House bill to enable the Wilmington, Charlotte and Rutherford Railroad Company to complete their road and to authorize the return of State bonds to the Treasury.

The Committee on Privileges and Elections reported favorably,

Senate bill concerning the town of Dallas.

The Judiciary Committee reported favorably

Senate resolution allowing the Public Treasurer to employ competent counsel.

The Committee on Corporations reported favorably

Engrossed House bill to incorporate the Policy Holders' Life and Tontine Assurance Company of the South.

The Committee on Propositions and Grievances reported favorably the following bills and resolutions, viz :

Engrossed House bill in favor of the Sheriff of Stokes county ;

Engrossed House bill to appoint Commissioners to lay off and establish the dividing line between the counties of Hertford and Northampton ;

Senate bill to authorize the Commissioners of Henderson county to issue bonds ;

Senate resolution in favor of W. W. and D. M. Watts.

Mr. Robbins gave notice of a bill to amend chapter 21 of the Revised Code, and provide for publication of lists of Commissioners of affidavits in other States.

Mr. Hyman, of a bill to incorporate a Lodge of Ancient York Masons in the City of Raleigh.

Mr. Bellamy introduced a bill to empower the Commissioners of the town of Tarboro' to sell town lots.

Read first time and referred to the Committee on Townships.

Mr. Smith, a bill to declare stocks or deposits in certain banks a set off.

Read first time and referred to the Committee on Banks.

Mr. Whiteside moved a reconsideration of the vote by which the Senate passed, on third reading,

Engrossed House bill to fix the compensation of the County Treasurers of Rutherford, Wilson and Perquimans counties.

The consideration of the motion to reconsider was postponed until this evening at 7½ o'clock.

Mr. Blythe introduced a resolution to adjourn *sine die* on the 22nd instant, at 6, A. M.

Lail over.

Engrossed House bill to amend an act, chapter 280, general laws of 1868-'69,

Passed third reading by the following vote :

YEAS—Messrs. Beeman, Brogden, Burns, Eppes, Flythe, Forkner, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Long, Melchor, Moore of Carteret, Murphy, Richardson, Robbins, Scott, Smith, Stephens, Sweet and Wilson—23.

NAYS—Messrs. Galloway, Lindsay, Love and Welker—4.

Senate bill to authorize the Board of Education to sell certain lands in Carteret county

Passed third reading by the following vote :

YEAS—Messrs. Beall, Beeman, Brogden, Burns, Blythe, Colgrove, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Legg, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, McLaughlin, Murphy, Richardson, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, Whiteside and Wilson—33.

NAYS—Mr. Bellamy—1.

Engrossed House bill to allow township magistrates to take the privy examination of married women

Passed third reading by the following vote:

YEAS—Messrs. Beeman, Brogden, Blythe, Colgrove, Cook, Eppes, Forkner, Graham, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Long, Melchor, Scott, Shoffner, Smith, Welker and Wilson—20.

NAYS—Messrs. Burns, Hayes, Love, Mason, McLaughlin, Murphy, Robbins, Sweet and Whiteside—9.

Senate bill to declare the law of evidence in certain cases

Passed third reading by the following vote:

YEAS—Messrs. Beall, Beeman, Brogden, Burns, Blythe, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Long, Love, Mason, Melchor, Scott, Shoffner, Smith, Sweet, Welker and Wilson—24.

NAYS—Messrs. Bellamy, Graham, McLaughlin, Murphy, Robbins and Whiteside—6.

Senate bill to amend sections 562 and 563, chapter 280, laws of 1868-'69, was read third time.

Mr. Whiteside moved to amend section 1, line 8, by striking out "ten" and inserting "twenty."

The amendment was rejected.

Mr. Graham moved to amend section 1, line 5, by striking out "for every" and inserting "for each week or part of a week he may be actually engaged."

The amendment was rejected.

The bill passed third reading by the following vote:

YEAS—Messrs. Beall, Burns, Blythe, Eppes, Flythe, Harrington, Hyman, Lassiter, Lindsay, Long, Love, Mason, Melchor, McLaughlin, Robbins, Smith, Welker and Whiteside—18.

NAYS—Messrs. Beeman, Bellamy, Brogden, Graham, Hayes, Jones of Mecklenburg, Jones of Wake, Martindale, Scott, Shoffner, Stephens, Sweet and Wilson—13.

The House of Representatives transmitted the following

bills and resolution, which were read first time and referred as stated, viz :

Engrossed House bill to incorporate the town of Magnolia, in the county of Duplin.

To the Committee on Corporations ;

Engrossed House bill to amend an act making Neuse river a lawful fence.

To the Committee on Agriculture ;

Engrossed House bill concerning Constables in New Hanover county.

To the Judiciary Committee ;

Engrossed House bill to incorporate Clay Lodge, No. 301, of Free and Accepted Masons.

To the Committee on Corporations ;

Engrossed House resolution relating to Cape Fear Harbor.

To the Committee on Internal Improvements.

Engrossed House bill to amend chapter 184, laws of 1868-'69 in relation to examiners, was read second time.

Mr. Love moved to amend by striking out all after 1869, and inserting "be and the same is hereby repealed."

On motion, of Mr. Graham, the previous question was ordered.

The amendment offered by Mr. Love was rejected.

The bill passed second reading.

Mr. Forkner moved a suspension of the rules to introduce a bill and place it on the calendar.

The motion prevailed by the following vote :

YEAS—Messrs. Beall, Beeman, Bellamy, Brogden, Burns, Blythe, Eppes, Flythe, Forkner, Galloway, Graham, Harrington, Jones of Mecklenburg, Lassiter, Legg, Mason, Melchor, McLaughlin, Murphy, Robbins, Scott, Smith, Stephens, Welker, White, Whiteside and Wilson—27.

NAYS—Messrs. Cook and Love—2.

Mr Forkner introduced a bill to aid in the construction of the Mount Airy Division of the North-Western North Carolina Rail Road Company.

The bill passed first reading and was placed on the calendar.

Mr. Blythe moved a suspension of the rules to introduce a bill.

The motion did not prevail by the following vote :

YEAS—Messrs. Beall, Beeman, Brogden, Burns, Blythe, Eppes, Forkner, Galloway, Graham, Harrington, Hyman, Jones of Mecklenburg, Legg, Melchor, McLaughlin, Murphy, Robbins, Scott, Stephens, White and Whiteside—21.

NAYS—Messrs. Bellamy, Cook, Lassiter, Love, Mason, Moore of Carteret, Richardson, Welker and Wilson—9.

The House of Representatives concurred in Senate amendments to the following bills, and notified the Senate of the same by message :

Engrossed House bill to authorize the transfer of County Charities to the Boards of Commissioners of counties ;

Engrossed House bill to repeal an act to incorporate the town of Milton, Caswell county ;

Engrossed House bill amendatory of an act relative to the Western Turnpike Road ;

Engrossed House bill to authorize the Commissioners of Burke county to levy a special tax ;

Engrossed House bill to amend the corporation acts of the town of Winston ;

Engrossed House bill to authorize the Sheriff of Cleaveland county to collect arrears of taxes ;

Engrossed House bill to amend chapters 65 and 112 of the public laws.

The following bills passed second reading :

Senate bill in relation to convicts ;

Senate bill concerning abstracts of tax lists ;

Engrossed House bill to amend section 199 of the Code of Civil Procedure ;

Engrossed House bill to extend the time for perfecting entries in the county of Jackson ;

Senate bill to transfer Chatham county, now in the 7th judicial district, to the 5th judicial district, and to transfer Union

county, now in the 5th district, to the 9th judicial district, and to change the time of holding the terms of the court in said districts ;

Engrossed House bill to amend chapter 184, laws of 1868-'69, in relation to examiners.

The following bills were read second time and tabled :

Senate bill to provide for the registration of voters in this State, and

Engrossed House bill to declare valid the election of certain Justices of the Peace at August election, 1869.

On motion of Mr. Whiteside, the Senate adjourned.

EVENING SESSION.

The Senate met at 7½ o'clock,

The President in the Chair.

The House of Representatives transmitted the following bills, which were read first time, and referred as stated :

Engrossed House bill to incorporate the town of Snow Hill, in Greene county.

To the Committee on Corporations ;

Engrossed House bill to amend an act to incorporate the Shepherd's Point Land Company.

To the Committee on Corporations ;

Engrossed House bill to authorize the Sheriff of Tyrrell county to collect arrears of taxes.

To the Committee on Finance ;

Engrossed House bill to authorize C. C. Vest, Sheriff of Cherokee county, to collect arrears of taxes due for the years 1868-'69.

To the Committee on Propositions and Grievances ;

Engrossed House bill to authorize E. F. Cox, Sheriff of Lenoir county, to collect arrears of taxes.

To the Committee on Finance;

Engrossed House bill to authorize the County Commissioners of Washington county of levy a special tax.

To the Committee on Finance;

Engrossed House bill to authorize the Commissioners of Union county to levy a special tax.

To the Committee on Propositions and Grievances;

Engrossed House bill to authorize the Sheriff of Cumberland county to collect arrears of taxes.

To the Committee on Propositions and Grievances;

Engrossed House bill to prevent the sale of spirituous liquors within five and a half miles of Wake Forest College.

To the Committee on Propositions and Grievances.

On motion of Mr. Welker, it was ordered that bills taken from the second reading calendar be placed on their final passage.

Senate bill respecting the Guilford mine

Passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Beall, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Harrington, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Robbins, Scott, Sweet, Welker, White, Whiteside and Wilson—33.

NAYS—Messrs. Beeman, Bellamy, Hyman and McLaughlin—4.

Engrossed House bill to incorporate the North Carolina Sanitarian Company

Passed second and third readings, amended as reported by the Committee on Corporations.

The following is the vote on the third reading:

YEAS—Messrs. Beall, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Flythe, Forkner, Galloway,

Graham, Hayes, Hyman, Jones of Mecklenburg, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Moore of Yancey, McLaughlin, Murphy, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet, Welker, White, Whiteside and Wilson—36.

NAYS—None.

Engrossed House bill to prohibit the sale of intoxicating liquors within three miles of Ashpole Presbyterian Church, in the county of Robeson,

Passed second reading, and was read third time.

On motion of Mr. Welker, the amendment previously offered by Mr. Bellamy, and adopted, was stricken out,

When the bill passed third reading by the following vote:

YEAS—Messrs. Beall, Bellamy, Burns, Blythe, Colgrove, Cook, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Harrington, Hawkins, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Moore of Yancey, Murphy, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet, Welker, White, Whiteside and Wilson—35.

NAYS—Messrs. Beeman, Brogden, Hyman and McLaughlin—4.

Mr. Welker moved a suspension of the rules to take up and put on its passage

Engrossed House bill to enable the North-Western North Carolina Rail Road Company to complete its road.

Agreed to by the following vote:

YEAS—Messrs. Beall, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Flythe, Forkner, Galloway, Graham, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Lindsay, Long, Martindale, Melchor, Moore of Yancey, Murphy, Robbins, Scott, Stephens, Sweet, Welker, White, Whiteside and Wilson—30.

NAYS—Messrs. Bellamy, Eppes, Love, Richardson and Shoffner—5.

Engrossed House bill to enable the North-Western North

Carolina Rail Road Company to complete its road was read second time.

Mr. Cook moved to amend by inserting "and ordinances of the Convention."

Mr. Forkner moved the previous question.

The motion prevailed by the following vote :

YEAS—Messrs. Beall, Beeman, Burns, Blythe, Eppes, Forkner, Graham, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Melchor, Moore of Yancey, Robbins, Scott, Stephens, Sweet, Welker, White, Whiteside and Wilson—24.

NAYS—Messrs. Brogden, Colgrove, Cook, Flythe, Harrington, Love and Richardson—7.

The amendment offered by Mr. Cook was rejected by the following vote :

YEAS—Messrs. Brogden, Colgrove, Cook, Harrington and Love—5.

NAYS—Messrs. Beall, Beeman, Burns, Blythe, Eppes, Forkner, Galloway, Graham, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Mason, Martindale, Melchor, Moore of Yancey, Murphy, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet, Welker, Whiteside and Wilson—29,

When the bill passed second reading.

The bill was read third time.

Mr. Cook moved to amend by inserting "and sections 8, 9 and 10 of an ordinance of the Convention of 1868, ratified on the 9th day of March, A. D. 1868."

Mr. Robbins moved to postpone the further consideration of the bill until Friday next, at 7½ o'clock.

Mr. Welker moved the previous question.

The motion for the previous question did not prevail.

The motion of Mr. Robbins prevailed.

On motion of Mr. Lassiter, the bill was ordered printed.

The President ratified the following bills and resolution, viz :

A bill to incorporate the North Carolina Central Iron and Manufacturing Company ;

A bill to amend sections 149, 266 and 274 of the Code of Civil Procedure ;

A bill to change the rules of evidence in certain cases and secure the possession of lands ;

A bill to authorize the Sheriff of Yadkin county to collect arrears of taxes ;

A bill to incorporate the Newton Female Academy ;

A bill to extend the time of the Sheriff of Rockingham county to make settlement with the Public Treasurer ;

A bill to authorize an election for municipal officers for Company Shops, Alamance county ;

A bill to authorize the County Commissioners of Columbus county to levy a special tax for the year 1870 ;

A bill to authorize an election for municipal officers in the town of Chapel Hill ;

A bill to incorporate the Edenton and Norfolk Rail Road Company ;

A bill to incorporate the People's Manufacturing, Loan and Trust Company, to be located in the county of Cumberland ;

Senate resolution in relation to legal advice ;

Senate resolution of inquiry of a bill to amend the charter of the Western North Carolina Railroad Company ;

Senate resolution supplemental to a resolution on Printing.

The above bills and resolutions were transmitted by the Secretary of the Senate to the Secretary of State.

Mr. Cook moved to take from the table and consider a resolution to adjourn.

The motion did not prevail.

Mr. Sweet introduced a bill to provide for the completion of the Western Division of the Western North Carolina Rail Road Company.

Read first time and referred to the Committee on Internal Improvements.

On motion of Mr. Galloway the Senate adjourned until tomorrow at 10, A. M.

THURSDAY, MARCH 10th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Wednesday was read and approved.

The Committee on Corporations reported favorably

Engrossed House bill to incorporate Foy's Mathematical and Classical High School; and

Engrossed House bill to extend the corporate limits of the town of Elizabeth City, in the county of Pasquotank.

The Committee on Propositions and Grievances reported favorably the following bills and resolution, viz:

Engrossed House bill relating to the supply of acts of the Assembly to the State Library and to the University;

Engrossed House bill to authorize the Sheriff of Cumberland county to collect arrears of taxes;

Engrossed House bill to authorize the Commissioners of Robeson county to erect a bridge across Lumber River near Griffin's Bluff;

Engrossed House bill to authorize C. C. Vest, Sheriff of Cherokee county, to collect the arrears of taxes due for the years 1868-'69;

Engrossed House bill to authorize the Commissioners of Union county to levy a special tax;

Engrossed House bill to divide Hyde county into Wreck Districts;

Senate bill to exempt the citizens of Cape Banks, in Carteret county, from Road Tax; and

Senate resolution in favor of James W. Cooper, of Cherokee county.

The Committee on Propositions and Grievances reported, with amendments,

Engrossed House bill to prevent the sale of spirituous liquors within five and one-half miles of Wake Forest College;

Also, engrossed House bill to authorize the Commissioners of Camden county to levy a special tax.

The Committee on Public Buildings and Grounds reported unfavorably

Senate bill relative to the Executive Mansion.

Mr. Forkner presented a majority report from the Committee on Internal Improvements, and asked to be discharged from the further consideration of Senate bill to provide for the completion of the Western Division of the Western North Carolina Rail Road Company.

Mr. Cook presented a minority report, asking that the bill be returned to the committee for its further consideration.

The majority report was concurred in by the following vote :

YEAS—Messrs. Beall, Beeman, Burns, Blythe, Colgrove, Eppes, Forkner, Galloway, Graham, Hayes, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Martindale, Melchor, McLaughlin, Murphy, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White, Whiteside and Wilson—30.

NAYS—Messrs. Bellamy, Brogden, Cook, Flythe, Harrington, Long, Love, Mason, Moore of Carteret and Richardson—10.

On motion of Mr. Lassiter, the bill was ordered printed.

Mr. Sweet moved that the bill be made a special order for to-morrow, at 11 o'clock.

Mr. Lassiter moved to amend by making the bill a special order for Monday next, at 12 o'clock.

The amendment offered by Mr. Lassiter prevailed by the following vote :

YEAS—Messrs. Beall, Bellamy, Brogden, Cook, Eppes, Flythe, Graham, Harrington, Hyman, Lassiter, Lindsay, Long, Love, Mason, Moore of Carteret, McLaughlin, Murphy, Richardson, Smith, Welker and Wilson—21.

NAYS—Messrs. Beeman, Burns, Blythe, Colgrove, Forkner, Galloway, Hayes, Hawkins, Jones of Mecklenburg, Jones of Wake, Martindale, Melchor, Robbins, Scott, Shoffner, Sweet White and Whiteside—18.

Mr. Sweet moved to amend by placing the bill on its several readings at that time.

The amendment was adopted.

The motion, as amended, was adopted.

The Judiciary Committee reported back to the Senate, Senate bill to repeal an ordinance of the Constitutional Convention of 1868, and asked to be discharged from the further consideration of the same.

The report was concurred in.

The Committee on Corporations reported favorably

Engrossed House bill to incorporate the Tarboro' Gaslight Company.

The Committee on Agriculture reported favorably

Engrossed House bill to amend an act making Neuse river a lawful fence.

The House of Representatives transmitted engrossed House bill in relation to special tax funds now in the Treasury.

The bill was read first time.

On motion of Mr. Sweet the rules were suspended to put the bill on its passage by the following vote:

YEAS—Messrs. Beall, Beeman, Bellamy, Brogden, Flythe, Colgrove, Cook, Eppes, Flythe, Graham, Hayes, Harrington, Hawkins, Jones of Mecklenburg, Legg, Lindsay, Love, Mason, Martindale, Melchor, Moore of Carteret, McLaughlin, Murphy, Richardson, Robbins, Scott, Shoffner, Smith, Sweet, White, Whiteside and Wilson—32.

NAYS—Messrs. Forkner, Galloway, Hyman, Jones of Wake and Welker—5.

The bill passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Beall, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Flythe, Graham, Hayes, Harrington, Jones of Mecklenburg, Legg, Mason, Martindale, Melchor, Moore of Carteret, McLaughlin, Murphy, Robbins, Scott, Shoffner, Smith, Sweet, Welker, Whiteside and Wilson—28.

NAYS—Messrs. Forkner, Hyman, Hawkins, Jones of Wake, Lassiter, Lindsay, Love and Richardson—8.

Mr. Colgrove moved to reconsider the vote just taken.

The same, on motion of Mr. Smith, was laid on the table.

Mr. Lindsay gave notice of a bill defining the jurisdiction of Justices of the Peace in criminal actions.

Mr. Cook introduced a resolution to adjourn *sine die*, March 14th.

Laid over.

Mr. Robbins introduced a resolution enlarging the powers of the Committee on Investigation.

After some discussion, on motion of Mr. Robbins, the previous question was ordered,

When the resolution was rejected by the following vote:

YEAS—Messrs. Beall, Brogden, Graham, Jones of Mecklenburg, Lindsay, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Murphy, Robbins, Scott, Shoffner, Whiteside and Wilson—16.

NAYS—Messrs. Beeman, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Long, Martindale, Moore of Carteret, Richardson, Smith, Stephens, Sweet, Welker and White—26.

Leave of absence was granted Mr. Murphy until Tuesday next;

To Mr. Winstead for the balance of the session;

To Mr. Burns for Saturday and Monday.

On motion of Mr. Sweet, it was ordered that the Secretary of the Senate transmit at once to the House of Representatives

Engrossed House bill in relation to the special tax funds now in the Treasury.

Mr. Jones, of Mecklenburg, moved a suspension of the rules to take up and consider

Engrossed House bill to enable the Wilmington, Charlotte and Rutherford Rail Road Company to complete its road, and to authorize the return of State bonds to the Treasury.

The motion prevailed by the following vote :

YEAS—Messrs. Beall, Beeman, Bellamy, Burns, Blythe, Colgrove, Davis, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Yancey, McLaughlin, Murphy, Richardson, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, Whiteside and Wilson—37.

NAYS—Messrs. Brogden, Cook, Harrington, Lassiter and White—5.

Mr. Robbins moved that the bill be postponed until Saturday next.

Mr. Love moved to postpone until Monday next.

On motion of Mr. Graham, the previous question was ordered by the following vote :

YEAS—Messrs. Beall, Beeman, Blythe, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Martindale, Melchor, Moore of Yancey, McLaughlin, Murphy, Richardson, Scott, Smith, Stephens, Welker, Whiteside and Wilson—26.

NAYS—Messrs. Bellamy, Burns, Cook, Flythe, Harrington, Lassiter, Lindsay, Long, Love, Moore of Carteret, Robbins, Sweet and White—13.

The bill passed second reading by the following vote :

YEAS—Messrs. Beall, Beeman, Burns, Blythe, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Mason, Martindale, Melchor, Moore of Yancey, Murphy, Richardson, Scott, Smith, Stephens, Welker, Whiteside and Wilson—27.

NAYS—Messrs. Bellamy, Brogden, Cook, Flythe, Harrington, Lassiter, Lindsay Long, Love, Moore of Carteret, McLaughlin, Robbins, Sweet and White—14.

Mr. Jones, of Wake, introduced a bill to incorporate the Raleigh Savings Bank.

Read first time and referred to the Committee on Banks.

Mr. Davis introduced a bill to amend the charter of the Home Insurance Company of North Carolina.

Read first time and referred to the Committee on Corporations.

The House of Representatives transmitted

Engrossed House resolution for investigation of alleged frauds.

The same, on motion of Mr. Stephens, was laid on the table.

The House of Representatives transmitted the following resolutions, which were unanimously adopted :

WHEREAS, In the wisdom of the Most High, this General Assembly has been again visited by the angel of death, and an honored Representative has been taken from our midst: *And, whereas*, In the removal of the Hon. R. C. PARKER, Representative from the county of Northampton, the General Assembly recognize the loss of a valuable Representative, his family a beloved husband and father, and society a true man, therefore,

Resolved, That we tender the relatives and friends of the deceased our most heart-felt sympathies in their sad bereavement.

Resolved further, That the members of the General Assembly wear the usual badge of mourning for thirty days.

Resolved further, That a copy of these resolutions be sent to the family of the deceased, and a copy to the *Standard* and *Sentinel* for publication.

On motion of Mr. Flythe, the Senate adjourned until to-morrow at 10, A. M.

FRIDAY, MARCH 11th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Thursday was read and approved.

The Committee on Claims reported favorably

Senate resolution in favor of W. R. Crawford; also,

Engrossed House resolution in favor of John Crisp, of Macon county.

The Committee on Finance reported favorably

Engrossed House resolution in favor of J. C. Cline, Sheriff of Catawba county.

Mr. Welker presented a petition from the Springfield Agricultural Club.

Read and referred to the Committee on Propositions and Grievances, with instructions.

The House of Representatives notified the Senate of their concurrence in Senate substitute for engrossed House bill to authorize an election of municipal officers in the town of Milton, in Caswell county, amended by striking out the word "next" in sections 1 and 2, and inserting the figures "1870."

The Senate concurred in the amendment and notified the House of Representatives of the same.

The Committee on Corporations reported favorably Senate bill to relieve the several Home Insurance Companies of the State.

Mr. Eppes gave notice of a bill to make appropriation to the public schools of the State.

Mr. Robbins introduced a bill to amend chapter 21 of the Revised Code, and to provide for the publication of lists of commissioners of affidavits, &c., in other States.

Read first time and referred to the Judiciary Committee.

Mr. Lindsay, a bill to define the jurisdiction, in criminal actions, of Justices of the Peace.

Read first time and referred to the Judiciary Committee.

Mr. Hyman, a bill to incorporate Widow's Son Lodge, No. 4, of Ancient York Masons, in the City of Raleigh.

Read first time and placed on the calendar.

The House of Representatives transmitted engrossed House bill to incorporate the Bank of Tarboro'.

Read first time and referred to the Committee on Banks.

Engrossed House bill to incorporate the Farmers and Mechanics' Loan and Building Association of Pasquotank county was

Read first time, and referred to the Committee on Corporations.

Engrossed House bill to amend section 199 of the Code of Civil Procedure was read second time and,

On motion of Mr. Brogden, was laid on the table.

Senate bill concerning abstracts of tax lists

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Burns, Blythe, Davis, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Hawkins, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, McLaughlin, Richardson, Robbins, Scott, Smith, Stephens, Sweet, White and Wilson—31.

NAYS—None.

Engrossed House bill to amend chapter 184, laws of 1868-'69, in relation to examiners,

Passed third reading by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Davis, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Hawkins, Jones of Columbus, Jones of Wake, Lassiter, Legg, Lindsay, Long, Mason, Martindale, Melchor, McLaughlin, Richardson, Robbins, Scott, Smith, Stephens, Sweet, Welker, White and Wilson—34.

NAYS—Messrs. Barnes, Jones of Mecklenburg and Love—3.

Senate bill to transfer Chatham county, now in the seventh judicial district, to the fifth judicial district, and to transfer Union county, now in the fifth district, to the ninth judicial

district, and to change the time of holding the terms of the Court in said districts was read third time and,

On motion of Mr. Graham, was laid on the table by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Colgrove, Davis, Eppes, Graham, Hayes, Jones of Mecklenburg, Jones of Wake, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, McLaughlin, Scott, Shoffner and Smith—22.

NAYS—Messrs. Brogden, Burns, Forkner, Galloway, Hawkins, Jones of Columbus, Lassiter, Richardson, Robbins, Stephens, Welker, White, Whiteside and Wilson—14.

Engrossed House bill to enable the Wilmington, Charlotte and Rutherford Rail Road Company to complete their road and to authorize the return of State bonds to the Treasury, was read second time.

Mr. Sweet moved to amend by striking out section 1 ; also, the proviso in section 4.

Mr. Lassiter offered the following amendment :

“ *Provided*, The Governor, with the advice of the Council of State, be and is hereby authorized to bid for said Wilmington, Charlotte and Rutherford Rail Road, and when sold to close, or upon the closure of, any mortgage to the amount of the State's interest in said road. *Provided, further*, That the representation of the State's interest shall be represented in the number of Directors that now exists.”

On motion of Mr. Graham, the previous question was ordered by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Blythe, Davis, Forkner, Graham, Hayes, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Long, Mason, Melchor, Richardson, Shoffner, Whiteside and Wilson—21.

NAYS—Messrs. Brogden, Burns, Colgrove, Cook, Eppes, Flythe, Lassiter, Lindsay, Martindale, Moore of Carteret,

Moore of Yancey, McLaughlin, Robbins, Smith, Stephens, Sweet and White—17.

The motion of Mr. Sweet was divided.

The motion to strike out section 1 was rejected by the following vote :

YEAS—Messrs. Brogden, Burns, Colgrove, Cook, Flythe, Hyman, Lassiter, Lindsay, Long, Moore of Carteret, Robbins, Stephens, Sweet and White—14.

NAYS—Messrs. Barnes, Beall, Beeman, Blythe, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Hawkins, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Legg, Love, Mason, Melchor, Moore of Yancey, McLaughlin, Richardson, Scott, Shoffner, Smith, Welker, Whiteside and Wilson—27.

The motion to strike out the proviso to section 4 was rejected by the following vote :

YEAS—Messrs. Bellamy, Brogden, Colgrove, Cook, Flythe, Hyman, Lassiter, Lindsay, Long, Moore of Carteret, Robbins, Sweet, Welker and White—14.

NAYS—Messrs. Barnes, Beall, Beeman, Burns, Blythe, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Hawkins, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Legg, Love, Mason, Martindale, Melchor, Moore of Yancey, McLaughlin, Richardson, Scott, Smith, Stephens, Whiteside and Wilson.—28.

The amendment offered by Mr. Lassiter was rejected by the following vote :

YEAS—Messrs. Bellamy, Brogden, Burns, Colgrove, Cook, Eppes, Hyman, Jones of Columbus, Lassiter, Lindsay, Long, Moore of Carteret, Richardson, Shoffner, Smith, Stephens and White—17.

NAYS—Messrs. Barnes, Beall, Beasley, Beeman, Blythe, Davis, Forkner, Galloway, Graham, Hayes, Hawkins, Jones of Mecklenburg, Legg, Love, Mason, Martindale, Melchor, Moore of Yancey, McLaughlin, Robbins, Scott, Sweet, Welker, Whiteside and Wilson—25.

The bill passed third reading by the following vote :

YEAS—Messrs. Beall, Beeman, Bellamy, Burns, Blythe, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Hyman, Hawkins, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Legg, Mason, Martindale, Melchor, Moore of Yancey, Richardson, Scott, Shoffner, Smith, Stephens, Welker, Whiteside and Wilson—29.

NAYS—Messrs. Barnes, Beasley, Brogden, Colgrove, Cook, Flythe, Lassiter, Lindsay, Long, Love, Moore of Carteret, McLaughlin, Robbins, Sweet and White—15.

Mr. Beeman moved to reconsider the vote just taken, and moved to lay that motion on the table.

Mr. Cook moved to adjourn.

The motion did not prevail by the following vote :

YEAS—Messrs. Bellamy, Burns, Colgrove, Cook, Jones of Columbus, Lassiter, Lindsay, Long, Moore of Carteret, Sweet and White—11.

NAYS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Blythe, Davis, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Love, Mason, Martindale, Melchor, Moore of Yancey, McLaughlin, Richardson, Robbins, Scott, Shoffner, Smith, Stephens, Welker, Whiteside and Wilson—33.

The motion to table the motion to reconsider prevailed by the following vote :

YEAS—Messrs. Beall, Beeman, Burns, Blythe, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Melchor, Moore of Yancey, Richardson, Scott, Smith, Stephens, Whiteside and Wilson—22.

NAYS—Messrs. Barnes, Beasley, Bellamy, Brogden, Colgrove, Cook, Flythe, Hyman, Jones of Columbus, Lassiter, Lindsay, Moore of Carteret, McLaughlin, Robbins, Shoffner, Sweet, Welker and White—18.

Mr. Welker moved a suspension of the rules to take up and put on its passage

Engrossed House bill to incorporate the Policy Holders' and Tontine Assurance Company.

The motion prevailed by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Burns, Blythe, Davis, Eppes, Forkner, Galloway, Graham, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Mason, Martindale, Melchor, Robbins, Scott, Shoffner, Stephens, Sweet, Welker, Whiteside and Wilson—27.

NAYS—Messrs. Brogden, Colgrove, Cook, Hayes, Love and Moore of Yancey—6.

The bill was taken up and read second time.

Mr. Moore, of Yancey, moved to strike from the bill the name of "Zebulon B. Vance."

After considerable discussion, the amendment was withdrawn.

On motion of Mr. Shoffner, the previous question was ordered,

When the bill passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Cook, Eppes, Flythe, Forkner, Graham, Hayes, Hyman, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Mason, Martindale, Melchor, Moore of Carteret, Richardson, Robbins, Scott, Shoffner, Sweet, Welker, Whiteside and Wilson—28.

NAYS—Messrs. Bellamy, Burns, Davis, Galloway, Lindsay, Long, Love, Moore of Yancey, Smith, Stephens and White—11.

Leave of absence was granted as follows :

To Messrs. Moore, of Carteret, and McLaughlin, for the balance of the session ;

To Mr. Respass, for an indefinite period.

On motion of Mr. Moore of Carteret, the Senate adjourned until to-morrow at 10, A. M.

SATURDAY, MARCH 12th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Friday was read and approved.

Mr. Stephens presented a petition from the practising physicians of the county of Caswell.

Read and referred to the Committee on Propositions and Grievances.

Mr. Galloway presented a petition from the citizens of Newbern.

Read and referred to the Committee on Education, with instructions.

The House of Representatives transmitted for ratification by the President a bill in relation to the special tax money now in the Treasury.

Mr. Galloway moved that the President delay the ratification of the bill until Thursday next.

On motion of Mr. Sweet, the motion was laid on the table.

The Committee on Corporations reported favorably

Senate bill to incorporate the Raleigh Savings Bank; also,

Engrossed House bill to incorporate the Farmers and Mechanics' Loan and Building Association of Pasquotank county.

The Committee on Townships reported favorably

Senate bill to empower the Commissioners of the town of Tarboro' to sell town commons.

The Judiciary Committee reported favorably

Senate bill to amend chapter 21 of the Revised Code, and to provide for the publication of lists of commissioners of affidavits in other States.

On motion of Mr. Graham, the rules were suspended, when he introduced

A bill in relation to supplemental proceedings against

persons indebted to banks of this State, incorporated prior to May 1st, 1861.

Read first time and placed on the calendar.

On motion of Mr. Robbins, the rules were suspended to allow him to introduce a bill and to put the same on its passage.

Mr. Robbins introduced a bill to confirm the election of municipal officers in the town of Mocksville.

The same passed three readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Blythe, Colgrove, Cook, Eppes, Flythe, Forkner, Graham, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Love, Martindale, Melchor, McLaughlin, Richardson, Robbins, Scott, Shoffner, Smith, Sweet, Welker, White, Whiteside, Winstead and Wilson—31.

NAYS—None.

Mr. Jones, of Wake, introduced a bill to incorporate the town of Wake Forest.

Read first time and referred to the Committee on Corporations.

Mr. Love moved a suspension of the rules to take up and put on its passage the bill reported by the Committee on Military Affairs.

The motion did not prevail by the following vote :

YEAS—Messrs. Beasley, Beeman, Bellamy, Blythe, Colgrove, Cook, Flythe, Forkner, Hayes, Jones of Columbus, Jones of Wake, Lassiter, Long, Martindale, Melchor, McLaughlin, Richardson, Robbins, Shoffner, Sweet, Welker and Winstead—22.

NAYS—Messrs. Barnes, Beall, Graham, Jones of Mecklenburg, Love, Mason, Whiteside and Wilson—8.

Mr. Whiteside moved a reconsideration of the vote by which the Senate passed on third reading

Engrossed House bill to fix compensation of the county Treasurers of Rutherford, Wilson and Perquimans counties.

The motion failed for the want of a quorum voting.

Leave of absence was granted Mr. Hawkins for to-day.

Senate bill to enable the North Western North Carolina Rail Road Company to complete the first division of its road, was taken up and read third time.

On motion of Mr. Forkner, the blank in section 1 of the bill was filled with the word "necessary."

The bill passed third reading by the following vote :

YEAS—Messrs. Beeman, Blythe, Eppes, Forkner, Galloway, Graham, Hayes, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Love, Mason, Martindale, McLaughlin, Richardson, Scott, Shoffner, Stephens, Welker, White, Whiteside, Winstead and Wilson—24.

NAYS—Messrs. Barnes, Beasley, Brogden, Cook, Flythe and Long—6.

Engrossed House bill to incorporate the Policy Holders' Life and Tontine Assurance Company of the South was read third time.

Mr. Graham moved the previous question on the passage of the bill.

The motion failed for the want of a quorum voting.

Mr. Love moved the following amendment to follow section one, viz :

"Provided, The private property of the stockholders shall be liable for any demand against said incorporators."

Mr. Love withdrew the amendment, when it was renewed by Mr. Lindsay and by him withdrawn.

Mr. Lindsay moved to postpone the bill indefinitely.

The motion did not prevail by the following vote :

YEAS—Messrs. Beasley and Lindsay—2.

NAYS—Messrs. Barnes, Beall, Beeman, Brogden, Colgrove, Cook, Eppes, Forkner, Galloway, Graham, Hayes, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Love, Mason, McLaughlin, Richardson, Robbins, Scott, Sweet, Welker, Whiteside, Winstead and Wilson—27.

The bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Cook, Eppes, Forkner, Galloway, Graham, Hayes, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Mason, McLaughlin, Richardson, Robbins, Scott, Shoffner, Sweet, Welker, Whiteside, Winstead and Wilson—26.

NAYS—Messrs. Beasley, Colgrove, Flythe, Love and White—5.

Engrossed House bill to authorize the County of Craven to issue bonds for the purpose of paying the present indebtedness of said county

Passed third reading by the following vote:

YEAS—Messrs. Barnes, Beeman, Brogden, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Graham, Hayes, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Martindale, Melchor, Richardson, Scott, Stephens, Sweet, Winstead and Wilson—23.

NAYS—Messrs. Long, Love, Robbins, Shoffner, Welker and White—6.

Mr. Forkner moved a suspension of the rules to place bills on their second reading on their final passage.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Blythe, Cook, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Mason, Martindale, Melchor, Richardson, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, White, Winstead and Wilson—32.

NAYS—Mr. Love—1.

Engrossed House bill to amend an act to incorporate the Cape Fear Agricultural Association, passed April, 1869, was read second time.

Mr. White moved to amend by striking from section 1 the following words: "Without special consent of the Association."

The motion failed for the want of a quorum voting.

The amendment reported by the Committee on Corporations,

viz: to strike out "one and two hundred" and insert "fifty," was concurred in.

As amended, the bill passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beeman, Brogden, Blythe, Cook, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Long, Mason, Martindale, Melchor, Richardson, Robbins, Scott, Smith, Stephens, Sweet, Winstead and Wilson—27.

NAYS—Messrs. Love, Welker and White—3.

Engrossed House bill authorizing the County Commissioners of Nash county to levy a special tax

Passed second reading by the following vote:

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Eppes, Forkner, Galloway, Graham, Hayes, Jones of Mecklenburg, Jones of Wake, Lassiter, Mason, Martindale, Melchor, Richardson, Scott, Smith, Stephens, Sweet, Welker, White and Wilson—23.

NAYS—Messrs. Blythe, Cook, Jones of Columbus, Long, Robbins and Winstead—6.

Engrossed House bill to authorize the Sheriff of Cumberland county to collect arrears of taxes

Passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beasley, Brogden, Blythe, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Mason, Melchor, Richardson, Scott, Smith, Stephens, Sweet, White, Winstead and Wilson—26.

NAYS—Messrs. Cook, Love, Robbins and Welker—4.

Senate bill to authorize the Commissioners of Wake county to issue bonds

Passed second reading by the following vote:

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Blythe, Colgrove, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Jones of Mecklenburg, Jones of Wake, Lassiter, Long, Mason,

Martindale, Melchor, Richardson, Scott, Smith, Stephens and Winstead—24.

NAYS—Messrs. Cook, Jones of Columbus, Love, Robbins, Welker and White—6.

Engrossed House bill concerning townships in the counties of Robeson and Gates

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Blythe, Colgrove, Cook, Davis, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Jones of Columbus, Jones of Mecklenburg, Lassiter, Legg, Long, Love, Martindale, Melchor, Richardson, Robbins, Scott, Smith, Stephens, Sweet, Welker, White, Winstead and Wilson—33.

NAYS—None.

Engrossed House bill authorizing the Commissioners of Polk county to levy a special tax

Passed second reading by the following vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Colgrove, Eppes, Flythe, Forkner, Hayes, Lassiter, Legg, Martindale, Melchor, Richardson, Scott, Stephens and Winstead—17.

NAYS—Messrs. Bellamy, Cook, Galloway, Graham, Jones of Columbus, Long, Love, Moore of Yancey, Robbins, Smith, Welker and White—12.

Senate bill to exempt citizens of Buncombe, Madison and Henderson counties from paying toll at any gate on the Buncombe Turnpike Road, within their own counties,

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beeman, Brogden, Blythe, Cook, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Jones of Mecklenburg, Lassiter, Legg, Mason, Martindale, Melchor, Moore of Yancey, Scott, Shoffner, Smith and Sweet—22.

NAYS—Messrs. Beasley, Bellamy, Jones of Columbus, Long, Love, Richardson, Robbins, Stephens, Welker and White—10.

Engrossed House bill in relation to taking or shooting

mountain trout in the waters of the counties west of the Blue Ridge was read second time.

Mr. Blythe moved to amend by excepting the county of Henderson.

Mr. Beall moved to strike out section 5 of the bill.

On motion of Mr. Galloway, the previous question was ordered.

The amendment offered by Mr. Blythe was rejected.

The amendment offered by Mr. Beall was adopted.

As amended the bill passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Colgrove, Cook, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Robbins, Scott, Shoffner, Smith, Stephens, Sweet, Welker, Whiteside and Winstead—32.

NAYS—Messrs. Beeman, Bellamy, Blythe, Moore of Yancey and Richardson—5.

The President ratified the following bill and resolution :

A bill in relation to the special tax money in the Treasury, and

A resolution allowing actual expenses to the Committee to investigate the affairs of the Albemarle and Chesapeake Canal Company.

The above were transmitted by the Secretary of the Senate to the Secretary of State.

The report was received from the Committee on Investigation, of whom Mr. Thomas Bragg was chairman.

The report was read.

Mr. Jones, of Mecklenburg, moved that the report, with accompanying documents, be printed, 20 copies for the use of each member, and that the report be made a special order for Thursday next.

The motion to print 20 copies for the use of each Senator prevailed.

Mr. Cook moved that the printing be done in the office of the Sentinel.

Mr. Sweet moved that the committee be discharged.

Mr. Shoffner moved to adjourn.

Not agreed to.

On motion of Mr. Galloway, the previous question was ordered.

The motion of Mr. Cook was rejected.

On the motion of Mr. Sweet, the vote stood as follows:

YEAS—Messrs. Bellamy, Blythe, Colgrove, Cook, Eppes, Galloway, Hayes, Jones of Columbus, Jones of Wake, Lasiter, Legg, Martindale, Moore of Carteret, Moore of Yancey, Smith, Stephens, Sweet and Welker—18.

NAYS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Flythe, Forkner, Graham, Jones of Mecklenburg, Lindsay, Love, Mason, Melchor, Robbins, Shoffner, White, Whiteside and Winstead—18.

The President voting in the negative, the motion did not prevail.

The motion to make the report a special order for Thursday next prevailed.

Mr. Sweet moved that the committee be discharged Monday next, the 14th instant.

The President declared the motion not in order.

Mr. Sweet appealed from the decision of the Chair.

The decision of the Chair was not sustained as the decision of the Senate by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Flythe, Graham, Jones of Mecklenburg, Lindsay, Long, Love, Mason, Melchor, Robbins, White, Whiteside and Wilson—15.

NAYS—Messrs. Beeman, Bellamy, Brogden, Blythe, Colgrove, Cook, Galloway, Hayes, Jones of Columbus, Legg, Martindale, Moore of Carteret, Moore of Yancey, Richardson, Smith, Stephens, Sweet, Welker and Winstead—19.

On motion of Mr. Jones, of Wake, the Senate adjourned until Monday at 10, A. M., by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Flythe, Graham, Jones of Mecklenburg, Jones of Wake, Lindsay, Long, Love, Mason, Melchor, Robbins, Smith, Stephens, White, Whiteside and Wilson—19.

NAYS—Messrs. Bellamy, Brogden, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Hayes, Jones of Columbus, Legg, Martindale, Moore of Carteret, Moore of Yancey, Richardson, Sweet, Welker and Winstead—18.

MONDAY, MARCH 14th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Saturday was read and approved.

Mr. Lindsay presented a petition from the citizens of Rockingham county in relation to the fence law.

The same was read and returned to the Senator.

The Judiciary Committee reported favorably

Engrossed House bill concerning the Treasurers of Townships; and

Engrossed House bill relating to investments made by persons in a fiduciary character.

The same Committee reported a substitute for Senate bill to define the jurisdiction in criminal actions of Justices of the Peace.

The Judiciary Committee reported back to the Senate and asked to be discharged from the further consideration of engrossed House bill concerning constables in New Hanover county.

The report was concurred in.

The Judiciary Committee reported favorably the following bills:

Engrossed House bill to require defendants to file pleadings on oath in all cases in which the execution of a written instrument is denied ;

Engrossed House bill to amend paragraph 199, chapter 4, of the Code of Civil Procedure ;

Engrossed House bill to amend an act in relation to landlord and tenant, ratified April 10th, 1869 ;

Engrossed House bill to amend section 3, chapter 120, of the Revised Code ; and

Senate bill to allow County Commissioners to make extra allowance to sheriffs in certain cases.

Mr. Hayes gave notice of a bill to require insurance companies to make deposit of government securities ; and insurance companies not incorporated or having headquarters in the United States, to keep on deposit an amount equal to one-half of the policies outstanding.

Mr. Winstead introduced a bill to aid in the construction of the Valley Rail Road through the counties of Granville, Persimmon and Caswell.

Read first time and referred to the Committee on Propositions and Grievances.

Mr. Mason, a bill to authorize the Commissioners of Lincoln county to levy special taxes.

Read first time and referred to the Committee on Propositions and Grievances.

Mr. Brogden, a bill to amend chapter 279, title 21, of the Code of Civil Procedure.

Read first time and referred to the Committee on Salaries and Fees.

Mr. Jones, of Mecklenburg, introduced a resolution in relation to the Committee on investigation, continuing the same.

The President decided that the introduction of the resolution was in order.

Mr. Beall appealed from the decision of the Chair.

The decision of the Chair was sustained as the decision of the Senate, by the following vote :

YEAS—Messrs. Bellamy Brogden, Blythe, Colgrove, Cook, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Legg, Long, Martindale, Moore of Carteret, Richardson, Smith, Stephens, Sweet, Welker and Winstead—22.

NAYS—Messrs. Barnes, Beall, Beasley, Beeman, Flythe, Graham, Jones of Mecklenburg, Lindsay, Love, Mason, Melchor, Robbins, Scott, Shoffner, White, Whiteside and Wilson—17.

Mr. Shoffner moved to lay the resolution on the table.

The motion to table did not prevail by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Forkner, Graham, Jones of Mecklenburg, Long, Love, Melchor, Scott, Shoffner, Welker, White and Whiteside—15.

NAYS—Messrs. Bellamy, Brogden, Blythe, Colgrove, Cook, Eppes, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Lindsay, Mason, Martindale, Moore of Carteret, Richardson, Robbins, Smith, Stephens, Sweet, Winstead and Wilson—25.

Mr. Sweet moved to amend the resolution by striking out all after the word "hereby," and inserting the word "discharged."

Mr. Cook moved the previous question.

The motion prevailed by the following vote :

YEAS—Messrs. Beasley, Beeman, Bellamy, Blythe, Colgrove, Cook, Eppes, Flythe, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Legg, Long, Martindale, Moore of Carteret, Richardson, Smith, Stephens, Sweet, Welker, White, Winstead and Wilson—27.

NAYS—Messrs. Barnes, Beall, Brogden, Graham, Jones of Mecklenburg, Jones of Wake, Lindsay, Love, Mason, Melchor, Robbins, Scott and Whiteside—13.

The amendment offered by Mr. Sweet was adopted by the following vote :

YEAS—Messrs. Bellamy, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Martindale, Moore of Carteret, Richardson, Smith, Stephens, Sweet, Welker and Winstead—22.

NAYS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Flythe, Graham, Jones of Mecklenburg, Lindsay, Long, Love, Mason, Melchor, Robbins, Scott, Whiteside and Wilson—17.

The resolution, as amended, was adopted by the following vote :

YEAS—Messrs. Bellamy, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Martindale, Moore of Carteret, Richardson, Smith, Stephens, Sweet, Welker and Winstead—22.

NAYS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Flythe, Graham, Jones of Mecklenburg, Lindsay, Long, Love, Mason, Melchor, Robbins, Scott, White, Whiteside and Wilson—18.

Mr. Whiteside introduced a resolution providing for three daily sessions.

Mr. Jones, of Wake, moved to amend the resolution by striking out 9 and inserting 9½.

Mr. Lindsay moved to amend the resolution by making it read "That the morning session shall commence at 9½ o'clock and adjourn at 2.

Mr. Galloway moved to lay the whole matter on the table.

The motion to table did not prevail by the following vote:

YEAS—Messrs. Bellamy, Brogden, Colgrove, Eppes, Forkner, Galloway, Long, Scott, Smith, Stephens, Sweet and Winstead—12.

NAYS—Messrs. Barnes, Beall, Beasley, Beeman, Blythe, Cook, Flythe, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Legg, Lindsay, Love, Martindale, Melchor, Moore of Yancey, Richardson, Robbins, Shoffner, Welker, White and Whiteside—26.

Mr. Lindsay withdrew his amendment.

Mr. Robbins introduced the following substitute :

Resolved, That the Senate meet daily at 9½ o'clock, A. M., and adjourn at 2, P. M., and at 7½ o'clock, P. M., and adjourn at 10, P. M."

Mr. Hayes moved to make the resolution a concurrent one. On motion of Mr. Moore, of Carteret, the previous question was ordered.

The amendment offered by Mr. Jones, of Wake, was adopted.

The motion of Mr. Hayes to make the resolution a concurrent one was agreed to,

When, under the rules, the resolution was laid over.

Mr. Sweet moved a suspension of the rules to consider, on its several readings,

Senate bill to provide for the completion of the Western Division of the Western North Carolina Rail Road.

The motion prevailed by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Blythe, Colgrove, Cook, Eppes, Flythe, Forkner, Galloway, Hayes, Hyman, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Legg, Melchor, Moore of Carteret, Robbins, Scott, Smith, Sweet, Whiteside, Winstead and Wilson—28.

NAYS—Messrs. Graham, Long, Love, Mason, Richardson, Shoffner and White—7.

The bill was read second time.

Mr. Sweet moved to amend by inserting the following after the word "Swepson," in line 9, section 1, viz : "and all other officers of said company, elected or appointed since its organization."

The amendment was adopted.

On motion of Mr. Sweet, the bill was amended as follows : section 1, by striking out in line 18, the word "past" and inserting the word "just ;" also, by inserting after the word

"Swepson," in line 13, the words "and the other officers aforesaid;" also, by striking out in line 22, the word "paid," and inserting the word "joint," and after the word "President," in line 22, by inserting the word "the."

Mr. Love moved to postpone the further consideration of the bill until to-morrow.

Mr. Robbins moved to postpone until Friday next, at 11 o'clock.

The amendment of Mr. Robbins prevailed by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Flythe, Graham, Harrington, Jones of Mecklenburg, Legg, Lindsay, Long, Love, Mason, Melchor, Richardson, Robbins, Scott, Whiteside, Winstead and Wilson—22.

NAYS—Messrs. Blythe, Colgrove, Cook, Forkner, Galloway, Hayes, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Martindale, Moore of Carteret, Moore of Yancey, Smith, Stephens and Sweet—16.

The motion, as amended, was adopted by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Flythe, Graham, Harrington, Jones of Mecklenburg, Legg, Lindsay, Long, Love, Mason, Melchor, Richardson, Robbins, Stephens, White, Whiteside, Winstead and Wilson—23.

NAYS—Messrs. Blythe, Colgrove, Cook, Eppes, Galloway, Hayes, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Martindale, Moore of Carteret, Moore of Yancey, Smith and Sweet—15.

Mr. Hyman introduced a resolution in favor of N. R. Jones, Sheriff of Warren county.

Read first time and referred to the Committee on Propositions and Grievances.

The President ratified the following bills and resolutions, viz:

A bill to authorize the transfer of county charities to the Treasurers of counties ;

A bill to amend the charter of the town of Franklinton :

A bill to amend the charter of the Louisburg branch of the Wilmington and Weldon Rail Road ;

A bill to amend the charter of the town of Winston, in the county of Forsyth ;

A bill to incorporate the Louisburg Co-operative Land and Building Association ;

A bill to extend the limits of the city of Wilmington and for other purposes ;

A bill to incorporate the Edgecombe Masonic Building Association ;

A bill to punish persons for violating the town laws of Salem ;

A bill for the relief of E. D. Davis ;

A bill to incorporate the Boydton and Ridgeway Turnpike Company ;

A bill to authorize the Williamston and Tarboro' Rail Road Company to issue first mortgage bonds ;

A bill to declare the Brevard, French Broad and Jones' Gap Road a turnpike ;

A bill to incorporate Carey Lodge, No. 198, Ancient York Masons, located at Carey, in the county of Wake ;

A resolution authorizing the Public Treasurer to obtain funds for the immediate use of the Asylums, the Penitentiary, and for other purposes ; and

A resolution in favor of Henderson & Ennis.

The above bills and resolutions were transmitted by the Secretary of the Senate to the Secretary of State.

The House of Representatives transmitted the following bills which were read the first time and referred as stated, viz :

Engrossed House bill to make uniform the modes of procedure, &c.

To the Judiciary Committee ;

Engrossed House bill to regulate appeals from Justices Courts in certain cases.

To the Judiciary Committee :

Engrossed House bill to provide for the appointment of a Processioner for the several counties in the State.

To the Judiciary Committee ;

Engrossed House bill to enable poor persons to appeal to the Supreme Court in State cases.

To the Judiciary Committee ;

Engrossed House bill providing for amercements of Sheriffs and Constables in Justices' Courts.

To the Judiciary Committee ;

Engrossed House bill to provide for the publication of the laws.

To the Committee on Propositions and Grievances ;

Engrossed House bill to amend chapter 169, laws of 1868-'69.

To the Judiciary Committee ;

Engrossed House bill requiring owners of Toll Bridges and Ferries to give bond.

To the Committee on Roads, Bridges and Ferries ;

Engrossed House bill to amend chapter 3, acts of 1868-'69.

To the Committee on Privileges and Elections ;

The House of Representatives transmitted Senate bill for the relief of C. S. Allred, Tax Collector of Moore county, amended, by striking out the word "fifth" and inserting "fifteenth."

The Senate concurred in the amendment and notified the House of Representatives of the same.

On motion of Mr. Galloway, the Senate adjourned until to-morrow at 10, A. M.

TUESDAY, MARCH 15th, 1870.

The Senate met pursuant to adjournment,
The President in the Chair.

The Journal of Monday was read and approved.

Mr. Love presented a petition from the citizens of the town of Hendersonville.

Read and referred to the Committee on Propositions and Grievances.

Mr. Barnes, a petition from the citizens of the county of Wilson.

Read and referred to the Committee on Corporations.

Mr. Welker, for the Joint Committee on Printing, presented a report with proposals for the Public Printing from Lewis Hanes, Salisbury; Nichols & Gorman, and John Armstrong, of Raleigh.

The same, on motion of Mr. Hayes, was laid on the table.

The Committee on Internal Improvements reported favorably

Senate bill to aid in the construction of the Valley Rail Road through the counties of Granville, Person and Caswell.

Mr. Lassiter moved a suspension of the rules to place the bill on its passage.

The motion to suspend the rules prevailed by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Martindale, Richardson, Roblins, Smith, Welker, Whiteside, Winstead and Wilson—27.

NAYS—Messrs. Barnes, Flythe, Graham, Long, Mason and Melchor—6.

The bill was read second time.

Mr. Lindsay moved to amend by striking out \$200,000 for the county of Caswell, and inserting \$100,000.

After a full discussion,

On motion of Mr. Whiteside, the previous question was ordered.

The amendment offered by Mr. Lindsay was rejected,

When the bill passed second reading by the following vote :

YEAS—Messrs. Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Eppes, Forkner, Galloway, Harrington, Hyman, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Mason, Martindale, Murphy, Richardson, Robbins, Shoffner, Smith, Stephens, Sweet, Welker and Winstead—27.

NAYS—Messrs. Barnes, Beall, Graham, Legg, Lindsay, Long, Love, Melchor and Whiteside—9.

The Committee on Propositions and Grievances reported favorably

Senate resolution in favor of N. R. Jones, Sheriff of Warren county.

The Judiciary Committee reported favorably the following bills :

Engrossed House bill to enable poor persons to appeal to the Supreme Court in State cases ;

Engrossed House bill providing for amercements of Sheriffs and Constables in Justices' Courts ;

Engrossed House bill to make uniform the modes of procedure ;

Engrossed House bill to regulate appeals from Justices' Courts in certain cases.

Engrossed House bill to provide for the appointment of a Processioner for the several counties in the State.

The same Committee reported unfavorably

Engrossed House bill to amend chapter 169, laws of 1868-'69 ; and, with amendments,

Senate bill relating to the Insane Asylum.

A communication was received from the Code Commissioners.

The same was read and referred to the Judiciary Committee.

Mr. Martindale moved a suspension of the rules to take up and put on its passage

Engrossed House bill in relation to the militia of the State.

The motion prevailed by the following vote :

YEAS—Messrs. Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Flythe, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Legg, Long, Martindale, Richardson, Shoffner, Smith, Stephens, Sweet, Welker, White and Winstead—26.

NAYS—Messrs. Barnes, Beall, Jones of Mecklenburg, Love, Mason, Melchor, Murphy and Whiteside—8.

The bill was taken up and read second time.

Mr. Sweet offered a new section, exempting firemen who have served seven consecutive years.

The section was adopted by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Burns, Blythe, Colgrove, Cook, Flythe, Galloway, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Love, Martindale, Melchor, Murphy, Richardson, Smith, Stephens, Sweet, Welker, White, Whiteside and Winstead—30.

NAYS—Messrs. Bellamy, Long and Robbins—3.

As amended, the bill passed second reading and was read third time.

Mr. Jones, of Wake, moved to amend by striking out in section 1, line 4, after the word "shall" down to the word "or" in line 6.

On motion of Mr. Martindale, the previous question was ordered.

The amendment was adopted by the following vote :

YEAS—Messrs. Burns, Blythe, Eppes, Galloway, Hayes, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Long, Martindale, Shoffner, Smith, Stephens, Sweet and Winstead—16.

NAYS—Messrs. Barnes, Beall, Beeman, Graham, Harrington, Jones of Mecklenburg, Love, Mason, Melchor, Murphy, Robbins, Welker, Whiteside and Wilson—14.

The bill, as amended, failed to pass its third reading by the following vote :

YEAS—Messrs. Burns, Blythe, Cook, Eppes, Hayes, Hyman,

Jones of Columbus, Jones of Wake, Lassiter, Long, Martindale, Smith, Stephens, Sweet and Winstead—15.

NAYS—Messrs. Barnes, Beall, Beasley, Beeman, Flythe, Galloway, Graham, Harrington, Jones of Mecklenburg, Lindsay, Love, Mason, Melchor, Murphy, Robbins, Shoffner, Welker, White, Whiteside and Wilson—20.

Senate bill to amend an act relating to the weighing of rosin at the Port of Wilmington, was taken up and postponed until to-morrow at one o'clock, P. M.

The House of Representatives transmitted the following bills and resolutions, which were read first time and referred as stated :

Engrossed House bill to allow the Commissioners of Columbus county to correct their report.

To the Committee on Townships ;

Engrossed House bill to incorporate Eureka Lodge, No. 3, of F. and A. A. Y. M., in the county of Cumberland.

Placed on the calendar ;

Engrossed House bill to amend title 22, section 563, of the Code of Civil Procedure.

To the Judiciary Committee ;

Engrossed House bill to incorporate the Shelby and South Carolina Rail Road Company.

To the Committee on Internal Improvements ;

Engrossed House Bill to constitute Alida Carey Lyle the heir of Dr. J. J. Smith, of Martin county, and of his wife Sarah A. Smith.

Placed on the calendar ;

Engrossed House bill granting the consent of the State of North Carolina to the purchase, by the United States, of certain lands, and ceding jurisdiction over the same.

To the Judiciary Committee ;

Engrossed House bill to amend chapter 120, private laws.

To the Committee on Corporations ;

Engrossed House bill to authorize the issue of grants by the State in certain cases.

To the Committee on Propositions and Grievances.

Engrossed House bill to levy a special tax in the county of Craven for the support of the poor.

To the Committee on Finance;

Engrossed House bill to amend an act to establish a turn-pike road from Marion, in the county of McDowell, to Asheville, in the county of Buncombe.

To the Committee on Internal Improvements;

Engrossed House bill to amend the charter of Hendersonville.

To the Committee on Corporations;

Engrossed House bill to incorporate the Nags' Head Hotel Company.

To the Committee on Corporations;

Engrossed House bill to amend the charter of the town of Salem.

To the Committee on Propositions and Grievances.

Engrossed House bill to restore the corporate powers of the Trustees of the Tarboro' Academy.

To the Committee on Finance;

Engrossed House bill concerning the maintenance of convicts.

To the Committee on Penal Institutions;

Engrossed House bill declaring a portion of Haw river a lawful fence.

To the Committee on Propositions and Grievances;

Engrossed House bill to prevent the felling of trees in Town Fork.

To the Committee on Propositions and Grievances;

Engrossed House bill to incorporate King Solomon Lodge, No. 1, of F. A. A. Y. M., in the city of Newbern.

Placed on the calendar;

Engrossed House bill to prevent the felling of timber in French Broad and Mills rivers and Clear Creek.

To the Committee on Propositions and Grievances;

Engrossed House bill to incorporate the Masonic Temple Association, of the city of Charlotte.

To the Committee on Corporations ;

Engrossed House bill to incorporate the Farmers and Mechanics' Life Assurance Association.

To the Committee on Corporations ;

Engrossed House bill to authorize the Sheriff of Cherokee county to make title to W. A. Strange of tracts of land Nos. 125 and 129.

To the Judiciary Committee ;

Engrossed House bill for the benefit of Wm. Tipton, of Clay county.

To the Committee on Finance ;

Engrossed House resolution concerning disabled soldiers.

Laid over ;

Engrossed House resolution relating to adjournment.

Laid over ;

Engrossed House resolution in regard to bills.

Laid over ;

The House of Representatives concurred in the following bills, and notified the Senate of the same by message :

Senate bill to authorize the County Commissioners of Sampson county to levy a special tax ;

Senate bill to incorporate Rockford Lodge, A. Y. Masons ;

Senate bill to incorporate Salem Lodge, No. 289, A. Y. M.

Senate bill to incorporate the Georgetown and Charlotte Rail Road Company ;

Senate bill to incorporate the Wilson Collegiate Seminary for Young Ladies ;

Senate bill to incorporate the town of Black creek, in Wilson county ;

Senate bill to cede to the United States of America jurisdiction over certain land in Craven county ;

Senate bill to empower the County Commissioners of Onslow to levy a special tax ;

Senate bill to amend the charter of the town of Greenville

Senate bill to incorporate the Chesapeake and Gulf Transportation Company.

The House of Representatives transmitted, with amendments,

Senate bill to amend the charter of incorporation of the town of Pittsboro', in the county of Chatham.

The Senate concurred in the amendments and notified the House of Representatives of the same.

The House of Representatives concurred in Senate amendment to

Engrossed House bill in favor of Hugh B. Guthrie ; and
Rejected on second reading

Senate bill to incorporate the Yanceyville and Danville Rail Road Company,

And notified the Senate of the same by message.

Mr. Blythe moved a suspension of the rules to put on its passage

Engrossed House resolution to adjourn *sine die*, 28th March.

The motion did not prevail by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Burns, Blythe, Eppes, Flythe, Graham, Hyman, Jones of Mecklenburg, Love, Mason, Melchor, Murphy, Richardson, Robbins, Stephens, White, Whiteside and Wilson—21.

NAYS—Messrs. Cook, Hayes, Jones of Wake, Long, Shoffner and Welker—6.

Mr. Whiteside gave notice of a bill to amend section 3 of chapter 93 of the acts of 1868-'69, entitled An act to provide the procedure in special proceedings generally, and in application for widows' year's support, and in dower.

Mr. Barnes introduced a bill to incorporate the town of Joyner's, in Wilson county.

Read first time and referred to the Committee on Corporations.

On motion of Mr. Galloway, the Senate adjourned.

EVENING SESSION.

The Senate met at 7½ o'clock,

The President in the Chair.

Senate bill to authorize the Commissioners of Wake county to issue bonds

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beeman, Brogden, Blythe, Colgrove, Cook, Eppes, Galloway, Graham, Hayes, Hyman, Jones of Wake, Lassiter, Lindsay, Martindale, Melchor, Murphy, Richardson, Robbins, Shoffner, Stephens, White and Winstead—23.

NAYS—Messrs. Bellamy, Burns, Flythe, Jones of Columbus, Long, Love, Mason, Welker, Whiteside and Wilson—10.

Engrossed House bill authorizing the County Commissioners of Nash county to levy a special tax

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Colgrove, Galloway, Graham, Hyman, Jones of Wake, Mason, Martindale, Melchor, Murphy, Richardson, Shoffner, White, Winstead and Wilson—18.

NAYS—Messrs. Bellamy, Burns, Blythe, Cook, Jones of Columbus, Lindsay, Long, Love, Robbins, Stephens, Welker and Whiteside—11.

Engrossed House bill authorizing the Commissioners of Polk county to levy a special tax

Passed third reading, amended by inserting as follows :

“ Provided, That said tax shall not be collected until approved by a majority of the voters of said county.”

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Eppes, Flythe, Hayes, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Mason, Martindale, Melchor, Murphy, Richardson, Welker, Whiteside, Winstead and Wilson—25.

NAYS—Messrs. Bellamy, Cook, Lindsay, Long, Love, Robbins and White—7.

On motion of Mr. White, it was ordered that bills taken up on second reading be placed on their final passage.

Senate bill concerning town lots in the town of Lenoir

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Burns, Blythe, Cook, Eppes, Flythe, Galloway, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Murphy, Richardson, Robbins, Shoffner, Welker, White, Whiteside, Winstead and Wilson—29.

NAYS—Mr. Bellamy—1.

Senate bill to incorporate the Raleigh Savings Bank

Passed second and third readings amended by striking out section eleven.

The following is the vote on the third reading :

YEAS—Messrs. Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Flythe, Hayes, Jones of Wake, Lindsay, Mason, Martindale, Richardson, Shoffner, Stephens and Winstead—16.

NAYS—Messrs. Barnes, Bellamy, Eppes, Graham, Hyman, Jones of Columbus, Legg, Long, Love, Melchor, Murphy, Robbins, Welker, White and Wilson—15.

Senate bill to amend the laws of 1868-'69, chapter 118, section 2, was read second time.

The amendment as follows, reported by the Committee on Roads, was adopted, viz :

“ Provided, The roads to the nearest fords shall not be obstructed.”

On motion of Mr. Jones, of Columbus, the bill was further amended by inserting after the word “proper” the following words: “To be approved by the Board of County Commissioners.”

As amended, the bill passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Bellamy, Brogden, Blythe, Eppes, Flythe, Hayes, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Melchor, Murphy, Robbins, Stephens, Welker, White, Whiteside, Winstead and Wilson—25.

NAYS—Messrs. Beeman, Burns, Cook, Legg and Shoffner—5.

Senate resolution in favor of N. R. Jones, Sheriff of Warren county,

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Beall, Brogden, Burns, Blythe, Cook, Eppes, Flythe, Graham, Hyman, Jones of Wake, Lassiter, Legg, Lindsay, Long, Mason, Melchor, Murphy, Richardson, Robbins, Shoffner, Stephens, Welker, White, Whiteside, Winstead and Wilson—26.

NAYS—Messrs. Barnes, Bellamy, Hayes, Jones of Columbus and Love—5.

Senate bill to incorporate the Eagle Mining and Manufacturing Company

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Bellamy, Brogden, Burns, Blythe, Cook, Eppes, Flythe, Galloway, Graham, Hayes, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Lindsay, Long, Melchor, Murphy, Richardson, Robbins, Stephens, Welker, White, Whiteside, Winstead and Wilson—29.

NAYS—None.

Engrossed House bill to divide Hyde county into wreck districts

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Brogden, Burns, Blythe, Cook, Eppes, Flythe, Galloway, Graham, Hayes, Hyman, Lassiter, Legg, Lindsay, Long, Melchor, Murphy, Richardson, Robbins,

Shoffner, Stephens, Welker, White, Whiteside, Winstead and Wilson—27.

NAYS—Mr. Jones of Columbus—1.

Senate bill to authorize Mary Jane Tysor to construct a bridge across Deep river, in Moore county,

Passed second and third readings, amended by striking out section three, and inserting "toll to be approved of by the County Commissioners."

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Bellamy, Brogden, Burns, Blythe, Eppes, Flythe, Galloway, Graham, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Lindsay, Long, Melchor, Murphy, Richardson, Robbins, Shoffner, Stephens, Welker, White, Whiteside, Winstead and Wilson—28.

NAYS—None.

Engrossed House bill to make Dan river a lawful fence, to a certain extent, in the county of Stokes,

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Brogden, Burns, Blythe, Eppes, Flythe, Galloway, Graham, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Melchor, Murphy, Richardson, Robbins, Shoffner, Welker, White, Whiteside, Winstead and Wilson—23.

NAYS—Messrs. Bellamy, Jones of Columbus and Stephens—3.

Senate bill to authorize the Commissioners of Moore county to levy a special tax

Passed second reading by the following vote.

YEAS—Messrs. Barnes, Beall, Brogden, Burns, Blythe, Eppes, Flythe, Galloway, Graham, Hyman, Jones of Wake, Lassiter, Legg, Long, Melchor, Murphy, Richardson, Shoffner, Stephens, Welker, White, Winstead and Wilson—23.

NAYS—Messrs. Jones of Columbus, Lindsay, Robbins and Whiteside—4.

Senate bill to authorize the County Commissioners of Chatham county to levy a special tax

Passed second reading by the following vote :

YEAS—Messrs. Barnes, Brogden, Burns, Blythe, Galloway, Hayes, Hyman, Jones of Wake, Melchor, Murphy, Richardson, Stephens, Welker, White, Winstead and Wilson—16.

NAYS—Messrs. Bellamy, Cook, Eppes, Graham, Jones of Columbus, Lindsay, Long, Robbins, Shoffner and Whiteside—10.

Engrossed House bill to levy a special tax for the county of Ashe

Failed to pass second reading for the want of a quorum voting. The following is the vote :

YEAS—Messrs. Barnes, Beall, Burns, Galloway and Winstead—5.

NAYS—Messrs. Bellamy, Brogden, Blythe, Flythe, Graham, Jones of Columbus, Jones of Wake, Lindsay, Long, Murphy, Richardson, Robbins, Shoffner, Stephens, Welker, Whiteside Wilson—17.

The following bills were read and tabled :

Senate bill to make certain portions of Neuse river a lawful fence, in the county of Johnston ; and

Senate bill to authorize the sheriff of Pitt county to collect arrears of taxes.

On motion of Mr. Barnes, the Senate adjourned until to-morrow at 10, A. M.

WEDNESDAY, MARCH 16th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Tuesday was read approved.

Mr. Burns presented a petition from the Commissioners of Chatham county.

Read and referred to the Judiciary Committee.

The Committee on Finance reported favorably

Engrossed House bill to authorize the County Commissioners of Washington county to levy a special tax.

The Committee on Corporations reported favorably the following bills, viz :

Engrossed House bill to amend the charter of Hendersonville ;

Engrossed House bill incorporating the Society for the relief of the Roanoke Missionary Baptist Association and their families, widows, and orphans ;

Senate bill to incorporate the town of Joyner's, in Wilson county.

The House of Representatives transmitted, by message, a communication from the Governor, in relation to the disposition of State bonds by Rail Road Presidents.

Mr. Brogden moved that 20 copies be printed for the use of each member.

The motion prevailed by the following vote :

YEAS—Messrs. Barnes, Brogden, Burns, Blythe, Colgrove, Cook, Flythe, Galloway, Graham, Hayes, Hawkins, Jones of Wake, Lassiter, Legg, Long, Mason, Murphy, Robbins, Shoffner, Stephens, Sweet and Whiteside—22.

NAYS—Messrs. Beall, Beeman, Bellamy, Eppes, Hyman, Jones of Meeklenburg, Lindsay, Love, Martindale, Melchor, Richardson, Welker, White and Wilson—14.

Mr. Cook introduced Code bill entitled Procedure in Criminal Actions; also,

Code bill entitled First Part of the Penal Code.

On motion of Mr. Cook, the bills were read by their title and referred to the Judiciary Committee.

Mr. Whiteside introduced a bill to amend section 3 of chapter 93 of the acts of 1868-'69, entitled An act to provide the procedure in special proceedings generally, and in applications for widows' year's support, and in dower.

Read first time and referred to the Judiciary Committee.

Mr. Bellamy introduced a bill to repeal the acts incorporating the North Carolina Real and Personal Estate Agency and the Catawba Valley Land Company.

Read first time and referred to the Committee on Corporations.

Mr. Lassiter introduced a bill to authorize the Sheriff of Granville county to collect arrears of taxes.

The bill passed first reading.

On motion of Mr. Lassiter, the rules were suspended to put the bill on its passage by the following vote:

YEAS—Messrs. Beall, Brogden, Burns, Blythe, Colgrove, Eppes, Flythe, Galloway, Hayes, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Long, Love, Martindale, Melchor, Murphy, Richardson, Robbins, Stephens, Sweet, Welker, White, Winstead and Wilson—27.

NAYS—Messrs. Barnes, Beeman, Graham and Shoffner—4.

The bill passed second and third readings, amended by inserting the following after the word “aforesaid,” viz: “and believe the same to have been paid.”

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Flythe, Galloway, Graham, Hayes, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Love, Mason, Martindale, Melchor, Murphy, Richardson, Robbins, Shoffner, Stephens, Sweet, White, Whiteside, Winstead and Wilson—34.

NAYS—None.

Mr. Galloway moved a reconsideration of the vote by which the Senate rejected, on second reading, engrossed House bill to amend several militia laws of the State.

The motion prevailed by the following vote:

YEAS—Messrs. Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Hayes, Hyman, Hawkins, Jones of Wake, Lassiter, Martindale, Melchor, Richardson, Shoffner, Stephens, Sweet, Welker and Winstead—19.

NAYS—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden,

Burns, Graham, Jones of Mecklenburg, Lindsay, Love, Mason, Murphy, Robbins, Whiteside and Wilson—15.

On motion of Mr. Martindale, the amendment offered by Mr. Jones, of Wake, and adopted on yesterday, was reconsidered,

When the amendment was rejected.

The following amendment, offered by Mr. Beall, to be added to section 1, act of 1868, was rejected, viz :

“ And no regularly practicing physician shall be required to serve in the militia.”;

The bill passed third reading by the following vote :

YEAS—Messrs. Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Long, Martindale, Stephens, Sweet, Welker and Winstead—18.

NAYS—Messrs. Barnes, Beall, Beeman, Bellamy, Graham, Hawkins, Jones of Mecklenburg, Lindsay, Love, Mason, Melchor, Murphy, Richardson, Robbins, Shoffner, Whiteside and Wilson—17.

Mr. Beeman presented a petition in favor of G. W. Willoughby.

Read first time and referred to the Committee on Claims.

Mr. Jones, of Wake, a resolution in favor of H. M. Miller.

Read first time and referred to the Committee on Claims ;

Also, a resolution in favor of Mrs. Jane C. Hinton.

Read first time and referred to the Committee on Claims ;

Mr. Forkner, a resolution amending the rules of order.

Laid over.

Mr. Love introduced a resolution in favor of T. W. Taylor.

Passed third reading, under a suspension of the rules, by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Flythe, Graham, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter,

Lindsay, Long, Love, Mason, Martindale, Melchor, Murphy, Richardson, Robbins, Shoffner, Stephens, Welker and Whiteside—30.

NAYS—None.

Mr. Love introduced a resolution in relation to the removal of political disabilities.

On motion of Mr. Love, the rules were suspended for the passage of the resolution by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cook, Flythe, Forkner, Graham, Hayes, Hyman, Hawkins, Jones of Meckleburg, Lassiter, Legg, Lindsay, Love, Mason, Martindale, Melchor, Murphy, Richardson, Robbins, Stephens, Welker, Whiteside and Winstead—29.

NAYS—Messrs. Colgrove, Eppes and Shoffner—3.

The resolution was considered until one o'clock, when Senate bill to amend an act relating to the weighing of Rosin at the port of Wilmington

Was taken up, it being made a special order for that hour.

Mr. Galloway moved to postpone the consideration of the bill indefinitely.

On motion of Mr. Hyman, the previous question was ordered,

When the vote was taken on the passage of the bill its second reading, and the same was rejected by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Graham, Jones of Mecklenburg, Melchor, Murphy, Richardson, Robbins, Whiteside and Wilson—11.

NAYS—Messrs. Beasley, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Hayes, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Long, Love, Martindale, Stephens and Winstead—21.

On motion of Mr. Martindale, the Senate adjourned.

EVENING SESSION.

The Senate met at 7½ o'clock,

The President in the Chair.

Senate bill to authorize the county Commissioners of Chatham county to levy a special tax

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beeman, Brogden, Burns, Blythe, Colgrove, Eppes, Forkner, Hayes, Legg, Mason, Martindale, Murphy, Richardson, Shoffner, Stephens, Sweet, White, Winstead and Wilson—20.

NAYS—Messrs. Bellamy, Cook, Graham, Long, Love, Robbins, Welker and Whiteside—8.

Senate bill to allow the County Commissioners of Moore county to levy a special tax

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Burns, Blythe, Eppes, Forkner, Galloway, Hayes, Hawkins, Jones of Wake, Lassiter, Legg, Mason, Martindale, Murphy, Richardson, Stephens, Sweet, Welker, White, Winstead and Wilson—24.

NAYS—Messrs. Bellamy, Cook, Flythe, Graham, Lindsay, Long, Love, Robbins, Shoffner and Whiteside—10.

On motion of Mr. Brogden, the rules were suspended so as to put the bills on their second reading on their final passage.

Senate bill to authorize the Sheriff of Pitt county to collect arrears of taxes

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Beeman, Brogden, Burns, Blythe, Cook, Eppes, Flythe, Forkner, Galloway, Hayes, Hawkins, Jones of Wake, Lassiter, Legg, Long, Mason, Martindale, Richardson, Shoffner, Stephens, Sweet, Welker, White and Whiteside—23.

NAYS—Messrs. Barnes, Graham, Jones of Columbus, Jones

of Mecklenburg, Love, Murphy, Robbins, Whiteside and Wilson—9.

On motion of Mr. Winstead, the rules were suspended to place on its third reading

Senate bill to aid in the construction of the Valley Rail Road.

The following is the vote :

YEAS—Messrs. Barnes, Beeman, Brogden, Burns, Blythe, Eppes, Forkner, Galloway, Graham, Hayes, Hawkins, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Mason, Martindale, Richardson, Shoffner, Stephens, Sweet, Welker, Whiteside, Winstead and Wilson—27.

NAYS—Messrs. Long, Love and Murphy—3.

Mr. Graham moved to amend the bill by striking out all after the word “act,” in section 5.

The amendment failed for the want of a quorum voting.

The bill passed third reading by the following vote :

YEAS—Messrs. Beeman, Brogden, Burns, Blythe, Eppes, Forkner, Galloway, Hayes, Hawkins, Jones of Columbus, Jones of Wake, Lassiter, Mason, Richardson, Shoffner, Stephens, Sweet, Welker, White, Winstead and Wilson—21.

NAYS—Messrs. Barnes, Flythe, Graham, Legg, Long, Love, Murphy, Robbins and Whiteside—9.

Engrossed House bill in relation to the Scotch Fair, of Richmond county,

Passed second and third readings, with section 2 stricken out, by the following vote :

YEAS—Messrs. Barnes, Beeman, Brogden, Burns, Blythe, Cook, Eppes, Flythe, Forkner, Galloway, Graham, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Murphy, Richardson, Shoffner, Stephens, Sweet, Welker, White, Whiteside, Winstead and Wilson—30.

NAYS—None.

Senate bill to extend the corporate limits of the town of Smithville

Passed second and third readings amended by inserting the words "Brunswick county" after "Smithville."

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Flythe, Forkner, Galloway, Graham, Hawkins, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Robbins, Shoffner, Stephens, Sweet, Winstead and Wilson—28.

NAYS—Messrs. Murphy and White—2.

Engrossed House bill to amend section 3, chapter 120, of the Revised Code

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Burns, Blythe, Cook, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Mason, Murphy, Robbins, Stephens, Sweet, Welker, White, Winstead and Wilson—27.

NAYS—Mr. Colgrove—1.

Senate bill to incorporate the Johnston Building and Loan Association

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beeman, Bellamy, Brogden, Blythe, Cook, Eppes, Flythe, Forkner, Galloway, Graham, Jones of Mecklenburg, Lassiter, Legg, Long, Love, Mason, Martindale, Murphy, Richardson, Robbins, Stephens, Sweet, Welker, White and Winstead—26.

NAYS—None.

On motion of Mr. Sweet, the rules were suspended,

When he, for the Committee on Privileges and Elections, reported favorably

Engrossed House bill to amend chapter 3 of the acts of 1868-'69.

The bill passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden, Blythe, Colgrove, Cook, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Hawkins, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Murphy, Robbins, Stephens, Sweet, Welker, White, Whiteside, Winstead and Wilson—34.

NAYS—None.

Engrossed House bill to authorize the Commissioners of Union county to levy a special tax

Passed second reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Burns, Eppes, Flythe, Forkner, Galloway, Hayes, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Martindale, Murphy, White and Winstead—19.

NAYS—Messrs. Blythe, Cook, Graham, Jones of Columbus, Lindsay, Long, Love, Shoffner, Welker, Whiteside and Wilson—11.

A message was received from the House of Representatives transmitting

Engrossed House bill to provide for the collection of taxes by the State and by the several counties of the State on property, polls and incomes.

The bill passed first reading, was ordered printed and referred to the Committee on Finance;

Mr. Love introduced a bill in relation to a house on Baptist Square, in the city of Raleigh.

Read first time and placed on the Calendar.

On motion of Mr. Forkner, the rules were suspended for the purpose of considering

Senate bill to aid in the construction of the Mount Airy Division of the North Western North Carolina Rail Road Company.

The bill was read second time.

Mr. Love moved to postpone the consideration of the bill until the 28th inst.

On motion of Mr. Beeman, the previous question was ordered

When the bill failed to pass second reading by the following vote :

YEAS—Messrs. Blythe, Forkner, Galloway, Jones of Wake, Stephens, Welker, Winstead and Wilson—8.

NAYS—Messrs. Barnes, Beall, Beeman, Brogden, Burns, Colgrove, Cook, Flythe, Graham, Hawkins, Jones of Mecklenburg, Legg, Long, Love, Murphy, Richardson, Shoffner and Whiteside—18.

The House of Representatives transmitted

Engrossed House bill to incorporate the Glen Alpine Springs Company.

The bill passed its third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Bellamy, Burns, Blythe, Colgrove, Cook, Eppes, Galloway, Graham, Hayes, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Lindsay, Long, Love, Mason, Murphy, Robbins, Shoffner, Stephens, Welker, White, Whiteside, Winstead and Wilson—28.

NAYS—Mr. Beeman—1.

Engrossed House bill to incorporate the Lumber River Navigation Company

Was read second time and,

On motion of Mr. Hayes, was laid on the table.

Leave of absence was granted Messrs. Wilson and Flythe from and after Saturday next for an indefinite period.

On motion of Mr. Jones, of Wake, the Senate adjourned until to-morrow at 10, A. M.

THURSDAY, MARCH 17th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Wednesday was read and approved.

The Judiciary Committee reported favorably the following bills :

Engrossed House bill to authorize the Sheriff of Cherokee county to make title to W. A. Strange of the tracts of land, Nos. 125 and 129 ;

Engrossed House bill granting the consent of the State of North Carolina to the purchase by the United States of certain lands, and ceding jurisdiction over the same ;

Engrossed House bill concerning the maintenance of convicts ;

Senate bill to amend chapter 3 of chapter 93, of the acts of 1868-'69, entitled " An act to provide the procedure in special proceedings generally, and in application for widows' year's support, and in dower."

The Judiciary Committee reported, with amendments,

Engrossed House bill to amend title 22, section 563, of the Code of Civil Procedure.

The Judiciary Committee recommended that the following bills be postponed until the next session :

Code bill entitled Procedures in Criminal Actions ;

Code bill entitled Part 1st of the Penal Code.

The Judiciary Committee asked to be discharged from the further consideration of

A petition from the citizens of Chatham county.

The report was concurred in.

The Committee on Internal Improvements reported favorably

Engrossed House bill to incorporate the Shelby and South Carolina Rail Road Company.

The Committee on Finance reported favorably

Engrossed House bill to empower the County Commissioners of Currituck county to levy a special tax.

The Committee on Townships reported favorably

Engrossed House bill to authorize the Commissioners of Columbus county to correct their report ; and

Engrossed House bill concerning townships in the county of Cumberland.

The Committee on Propositions and Grievances reported favorably

Engrossed House bill to prevent the felling of timber in French Broad and Mills rivers and Clear Creek ; also,

Engrossed House bill to amend the charter of the town of Salem.

The House of Representatives concurred in the passage of the following bills, and notified the Senate of the same by message :

Senate bill to amend section 19, chapter 185, of the public laws of 1868-'69, entitled an act concerning townships ;

Senate bill to repeal an act which authorized the Secretary of State to furnish county officers with stationery ;

Senate bill to annex a part of New Hanover to Sampson county ; and

Senate bill to prevent the felling of trees and placing other obstructions into the waters of Mill creek, between Bentonsville and Neuse river, in the county of Johnston.

Mr. Legg intruduced a bill to amend an act to incorporate the Cape Fear and Waccamaw Canal and Lumber Company.

Read first time and referred to the Committee on Corporations.

Mr. Bellamy introduced a bill concerning Insurance Companies.

Read 1st time and referred to a special committee consisting of Messrs. Bellamy, Hayes, Jones, of Mecklenburg, Hawkins and Robbins.

Mr. Hayes introduced a bill concerning insurance companies.

Read first time and referred to the special committee as above.

Mr. Forkner introduced a bill to authorize the sale of the State's interest in certain public works.

Mr. Lassiter moved to postpone the bill indefinitely.

The motion did not prevail by the following vote :

YEAS—Messrs. Barnes, Beeman, Flythe, Graham, Lassiter,

Long, Melchor, Murphy, Shoffner, White, Whiteside and Wilson—12.

NAYS—Messrs. Bellamy, Brogden, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Hayes, Hawkins, Legg, Lindsay, Love, Martindale, Moore of Yancey, Richardson, Robbins and Stephens—18.

When the bill passed first reading and was referred to the Committee on Internal Improvements.

Senate resolution in relation to printing was adopted.

Senate resolution providing for three daily sessions was amended by the adoption of a substitute and passed.

Engrossed House resolution concerning disabled soldiers was read and adopted.

Engrossed House resolution in regard to bills was taken up and laid over until to-morrow.

Engrossed House resolution to adjourn *sine die* Monday, the 28th instant, at noon, was adopted by the following vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Flythe, Forkner, Graham, Hawkins, Jones of Columbus, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Love, Mason, Martindale, Melchor, Moore of Yancey, Murphy, Richardson, Robbins, Shoffner, Smith, Stephens, Welker, White and Whiteside—32.

NAYS—Messrs. Bellamy and Galloway—2.

Senate resolution allowing the Public Treasurer to employ counsel

Passed by the following vote :

YEAS—Messrs. Barnes, Beasley, Brogden, Cook, Flythe, Graham, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Legg, Lindsay, Mason, Martindale, Melchor, Murphy, Robbins, Shoffner and White—18.

NAYS—Messrs. Beeman, Burns, Eppes, Hayes, Hawkins, Lassiter, Long, Love, Moore of Yancey, Richardson, Smith, Stephens, Sweet, Welker, Whiteside and Wilson—16.

Senate resolution restricting discussion was adopted.

Senate resolution in relation to the removal of political disabilities was taken up.

Mr. Shoffner moved to refer to a special committee of three.

Not agreed to by the following vote :

YEAS—Messrs. Beasley, Colgrove, Jones of Wake, Long, Shoffner, Smith and Stephens—7.

NAYS—Messrs. Barnes, Beall, Beeman, Burns, Blythe, Cook, Forkner, Graham, Hayes, Hawkins, Jones of Columbus, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Love, Mason, Martindale, Melchor, Richardson, Robbins, Sweet, Welker, White, Whiteside and Wilson—26.

On motion of Mr. Love, the previous question was ordered by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Burns, Blythe, Flythe, Forkner, Graham, Hayes, Hawkins, Jones of Columbus, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Love, Mason, Martindale, Melchor, Moore of Yancey, Murphy, Richardson, Robbins, Shoffner, Smith, Stephens, Sweet, Welker, White, Whiteside and Wilson—32.

NAYS—Messrs. Bellamy, Brogden and Cook—3.

The resolutions were adopted by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cook, Flythe, Forkner, Graham, Hayes, Hawkins, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Moore of Yancey, Murphy, Richardson, Robbins, Shoffner, Smith, Stephens, Sweet, Welker, White, Whiteside and Wilson—36.

NAYS—None.

The House of Representatives transmitted by message

Engrossed House bill to repeal chapter 123, laws of 1866-'67.

Read first time and referred to the Judiciary Committee ;

Engrossed House bill concerning townships in the county of Wake.

Read first time and referred to the Committee on Townships ;

Engrossed House bill as a substitute for Senate bill to amend chapter 33 of the laws of 1868.

Read first time and referred to the Judiciary Committee.

The hour of the special order having arrived, the same, on motion of Mr. Jones, of Mecklenburg, was postponed until Monday next at twelve o'clock.

The President ratified the following bills and resolutions, viz :

A bill to authorize an election in the town of Milton, Caswell county ;

A resolution in regard to the Commission to investigate the affairs of certain rail road companies ;

A bill to incorporate the Policy Holders' Life and Tontine Assurance Company of the South ;

A bill authorizing the formation of the Greensboro' Building and Loan Association, in the county of Guilford ;

A bill to authorize the Public Treasurer to pay the Attorney General such sums of money as may be required to conduct a suit against the Albemarle and Chesapeake Canal Company ;

A bill to extend the time of the Sheriff of Granville county to make settlement with the Public Treasurer ;

A bill to allow the county Commissioners of Montgomery county to levy a special tax ;

A bill to amend chapter 279, of the public laws of North Carolina, 1868-'69.

The above bills and resolution were transmitted by the Secretary of the Senate to the Secretary of State.

Senate bill in relation to convicts was read third time.

Mr. Graham moved to amend by adding to section 2 as follows : " And all persons heretofore sentenced to imprisonment in jail, shall be transferred to the Penitentiary, if the term of imprisonment is for four months or more."

On motion of Mr. Love, the previous question was ordered by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Burns, Cook, Flythe, Forkner, Graham, Hayes, Jones of Columbus,

Jones of Wake, Love, Melchor, Richardson, Shoffner and Stephens—17.

NAYS—Messrs. Beasley, Blythe, Eppes, Galloway, Lassiter, Legg, Mason, Moore of Yancey, Murphy, Robbins, Welker, White, Whiteside and Wilson—14.

The amendment offered by Mr. Graham was rejected by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Burns, Lassiter, Love and Mason—8.

NAYS—Messrs. Beasley, Blythe, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Legg, Melchor, Moore of Yancey, Murphy, Richardson, Robbins, Stephens, Welker, White, Whiteside and Wilson—22.

The bill failed to pass third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Graham, Legg, Mason, Murphy, Richardson, Robbins and Whiteside—9.

NAYS—Messrs. Beasley, Beeman, Burns, Blythe, Colgrove, Eppes, Forkner, Galloway, Hayes, Jones of Columbus, Jones of Mecklenburg, Lassiter, Long, Love, Melchor, Stephens, Welker, White and Wilson—19.

On motion of Mr. Graham, the rules were suspended for the purpose of considering

Senate bill to define the jurisdiction in criminal actions of Justices of the Peace.

The following is the vote on the suspension of the rules :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Burns, Colgrove, Eppes, Flythe, Forkner, Galloway, Graham, Hayes, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Long, Mason, Melchor, Murphy, Richardson, Robbins, Stephens, Welker, White, Whiteside and Wilson—28.

NAYS—Messrs. Blythe, Cook, Jones of Columbus, Love and Moore of Yancey—5.

The bill was read the second time.

The substitute offered by the Judiciary Committee was adopted.

As amended by the adoption of the substitute, the bill passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Burns, Blythe, Colgrove, Eppes, Flythe, Forkner, Graham, Hayes, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Long, Love, Melchor, Murphy, Richardson, Robbins, Stephens, Welker, White, Whiteside and Wilson—27.

NAYS—Mr. Moore of Yancey—1.

Mr. Robbins moved a suspension of the rules to take up and consider

Senate bill providing for a Convention of the people.

The motion did not prevail by the following vote :

YEAS—Messrs. Barnes, Beeman, Flythe, Graham, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Love, Mason, Melchor, Murphy, Richardson, Robbins, Whiteside and Wilson—15.

NAYS—Messrs. Beasley, Eppes, Forkner, Hayes, Moore of Yancey, Stephens, Welker and White—8.

Mr. Moore, of Yancey, moved to adjourn.

The motion did not prevail by the following vote :

YEAS—Messrs. Beall, Bellamy, Burns, Colgrove, Cook, Forkner, Hayes, Jones of Columbus, Jones of Wake, Legg, Moore of Yancey and Murphy—12.

NAYS—Messrs. Barnes, Beasley, Beeman, Blythe, Eppes, Flythe, Graham, Jones of Mecklenburg, Lindsay, Love, Melchor, Richardson, Robbins, Stephens, Welker, White, Whiteside and Wilson—18.

Mr. Graham moved that the resolution providing for the hours of meeting and adjournment, adopted this day, take effect on to-morrow.

Mr. Colgrove moved to amend by making it Monday next. The amendment was adopted.

The motion as amended was adopted by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Burns, Colgrove, Cook, Forkner, Graham, Hayes, Jones of

Columbus, Jones of Mecklenburg, Long, Mason, Murphy, Welker and Wilson—18.

NAYS—Messrs. Blythe, Flythe, Jones of Wake, Legg, Lindsay, Love, Melchor, Robbins, White and Whiteside—10.

On motion of Mr. Hayes, the Senate adjourned until tomorrow at 10, A. M.

FRIDAY, MARCH 18th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Thursday was read and approved.

The Judiciary Committee reported unfavorably

Engrossed House bill to repeal chapter 123, laws of 1866-'67.

The Special Committee on Insurance Companies reported unfavorably

Senate bill concerning Insurance Companies, and reported a substitute for the same.

Mr. Love presented the following report :

The Committee appointed under the following resolution, to wit: "That Messrs. Winstead, Lindsay and Love be a committee authorized to examine the affairs of the Secretary of State ; that they investigate his accounts for stationery, etc., compare his bills with his vouchers in the office of the Treasurer of the State, compare his charges with the orders from the Departments, examine the prices paid for stationary, and compare them with the wholesale prices of other houses dealing in the same article, and if necessary one of their number visit New York to complete their investigation ; also that the committee have power to send for persons and papers and administer the oath ratified 3d day of February, 1870," have performed

their duty and respectfully report that they find nothing in the management of this department under existing laws to disapprove ; they find the Secretary of State well informed as to the duties of his office ; they find that further legislation is necessary in the management of the departments of State, and report a bill with a recommendation that it do pass. All of which is respectfully submitted,

C. S. WINSTEAD,
J. M. LINDSAY,
W. L. LOVE.

The committee also reported the following bill which was read first time and placed on the calendar :

A bill in relation to the office of Secretary of State.

The House of Representatives concurred in

Senate amendments to engrossed House bill to authorize the Commissioners of Burke county to levy a special tax ;

Also, Senate proposition to print twenty copies of the report of the Governor and Superintendent of Public Works, and notified the Senate of the same by message.

The House of Representatives refused to concur in Senate amendments to engrossed House bill to charter the Bank of Statesville, and asked a Committee of Conference on the subject.

The Senate concurred in the proposition to appoint a Committee of Conference, and the President appointed Messrs. Welker and Jones of Mecklenburg, as the Senate branch of that Committee.

On motion of Mr. Jones, of Columbus, the rules were suspended,

When he introduced a bill to change the county line between the counties of Bladen and Columbus.

The same passed three readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden, Burns, Blythe, Cook, Flythe, Forkner, Galloway, Graham,

Harrington, Hawkins, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Murphy, Robbins, Shoffner, Stephens, Sweet, Whiteside and Wilson—32.

NAYS—Mr. Beasley—1.

Leave of absence were granted

Mr. Richardson until Monday next ;

Mr. Martindale until Wednesday next.

Senate bill to amend an act entitled an act to provide for the erection of a Penitentiary, was read second time.

Mr. Lindsay moved to postpone the consideration of the bill indefinitely.

On motion of Mr. Martindale, the previous question was ordered,

When the bill passed second reading by the following vote :

YEAS—Messrs. Bellamy, Burns, Blythe, Colgrove, Cook, Eppes, Flythe, Forkner, Galloway, Hayes, Harrington, Jones of Columbus, Legg, Love, Martindale, Sweet and Whiteside—17.

NAYS—Messrs. Barnes, Brogden, Graham, Jones of Mecklenburg, Lassiter, Lindsay, Long, Mason, Melchor, Murphy, Robbins, Shoffner and Wilson—13.

The hour of the special order having arrived,

Senate bill to provide for the completion of the Western Division of the Western North Carolina Rail Road was taken up.

Mr. Graham offered a substitute for the bill.

The same was rejected by the following vote :

YEAS—Messrs. Barnes, Brogden, Graham, Jones of Mecklenburg, Lindsay, Long, Love, Mason, Melchor and Murphy—10.

NAYS—Messrs. Burns, Blythe, Colgrove, Eppes, Forkner, Galloway, Hayes, Harrington, Hawkins, Jones of Columbus, Jones of Wake, Lassiter, Legg, Martindale, Shoffner, Stephens, Sweet, White, Whiteside, Wirstead and Wilson—20.

Mr. Love moved to amend the bill as follows :

Strike out in section first all after "that," in line one, to "be," in line two, and insert "N. W. Woodfin, of Buncombe; W. W. Rollins, of Madison; W. P. Welch, of Haywood; Robert Rogers, of Jackson; W. H. Higden, of Macon; J. D. Abbott, of Cherokee; R. H. Cannon, Judge of the 12th judicial district."

The amendment was rejected by the following vote:

YEAS—Messrs. Barnes, Graham, Jones of Mecklenburg, Love, Mason, Melchor and Murphy—7.

NAYS—Messrs. Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Hayes, Harrington, Hawkins, Jones of Columbus, Jones of Wake, Lassiter, Legg, Martindale, Shoffner, Stephens, Sweet, Welker, White and Whiteside—23.

Mr. Sweet offered the following amendment, which was adopted :

"SEC. —. That nothing contained in this act shall be construed as exempting any person from criminal prosecution for misapplication of funds of the Company."

Mr. Love offered the following amendment, to follow section 1 :

"*Provided*, No part of the funds referred to in this bill or heretofore appropriated for the construction of the Western Division of the Western North Carolina Rail Road, shall be used on the French Broad Branch of said road in laying down any other guage on said branch road, than that on the road leading from Morganton westward."

On motion of Mr. Beeman, the previous question was ordered.

The amendment offered by Mr. Love was rejected by the following vote :

YEAS—Messrs. Barnes, Bellamy, Cook, Graham, Jones of Mecklenburg, Jones of Wake, Long, Love, Melchor, Murphy and Whiteside—11.

NAYS—Messrs. Beeman, Brogden, Burns, Blythe, Colgrove, Eppes, Forkner, Galloway, Hayes, Harrington, Hawkins, Jones of Columbus, Lassiter, Legg, Martindale, Shoffner, Stephens, Sweet and White—19.

The bill passed second reading and was read the third time.

Mr. Cook offered the following amendment as a new section :

“That so much of an act entitled an act to amend the charter of the Western North Carolina Rail Road Company, ratified August 19th, 1868, as relates to the organization of the company, is hereby re enacted and confirmed.”

Mr. Martindale moved the previous question.

The motion prevailed by the following vote :

YEAS—Messrs. Beasley, Beeman, Burns, Blythe, Colgrove, Forkner, Galloway, Hayes, Hawkins, Jones of Columbus, Jones of Wake, Lassiter, Legg, Martindale, Stephens and Sweet—16.

NAYS—Messrs. Barnes, Brogden, Graham, Harrington, Jones of Mecklenburg, Lindsay, Long, Love, Mason, Melchor, Murphy, Welker, White and Whiteside—14.

The amendment offered by Mr. Cook was rejected by the following vote :

YEAS—Messrs. Beeman, Cook, Eppes, Graham, Jones of Mecklenburg, Lindsay, Long, Love, Mason, Murphy, Welker, White and Whiteside—13.

NAYS—Messrs. Barnes, Beasley, Brogden, Burns, Blythe, Flythe, Forkner, Galloway, Hayes, Harrington, Hawkins, Jones of Columbus, Jones of Wake, Lassiter, Legg, Melchor and Sweet—17.

The bill passed third reading by the following vote :

YEAS—Messrs. Beeman, Burns, Blythe, Colgrove, Eppes, Forkner, Galloway, Hayes, Hawkins, Jones, of Columbus,

Jones of Wake, Lassiter, Legg, Martindale, Shoffner, Stephens, Sweet and Whiteside—18.

NAYS—Messrs. Barnes, Beasley, Brogden, Flythe, Graham, Harrington, Jones of Mecklenburg, Lindsay, Long, Love, Mason, Melchor, Murphy, Welker and White—15.

Mr. Graham offered the following protest with a request that it be spread on the Journal:

“I respectfully protest against the action of the Senate in giving to this Commission the power to make a full and final settlement with George W. Swepson for a misuse of over six millions of the bonds of the State. This extraordinary power should be subject to revision by the next General Assembly. I further protest against the action of this Senate in voting down the substitute offered by myself, and thereby leaving the control of this important State work to M. S. Littlefield. I further protest against the action of this Senate in refusing to censure the Board of Directors for their negligence in not bringing George W. Swepson to a settlement. I further protest against the failure of this Senate to protect the State against the representation of fraudulent and fictitious individual stock, and leaving this work in the hands of individuals voting such stock. I further protest against the action of this Senate in refusing to abolish the present organization, and to substitute the one designed under the act of August, 1868—this power to alter being given by section 1, Art. VIII, of the Constitution. I further protest against the failure to require the French Broad Branch to have the North Carolina gauge, four feet eight and one-half inches.

JOHN W. GRAHAM.

We unite in the foregoing protest.

C. T. MURPHY,

L. A. MASON,

JOSHUA BARNES.

Senate bill to provide for calling a Convention of the people of North Carolina

Failed to pass second reading by the following vote :

YEAS—Messrs. Barnes, Graham, Jones of Mecklenburg, Love, Mason, Melchor, Murphy, Robbins, Whiteside and Wilson—10.

NAYS—Messrs. Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Flythe, Forker, Harrington, Hawkins, Jones of Columbus, Jones of Wake, Lassiter, Martindale, Shoffner, Stephens, Sweet, Welker and White—22.

Mr. Stephens moved to adjourn until to-morrow at 10, A. M.

The motion did not prevail by the following vote :

YEAS—Messrs. Bellamy, Burns, Colgrove, Eppes, Forkner, Graham, Harrington, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Long, Murphy, Stephens and Wilson—15.

NAYS—Messrs. Barnes, Beasly, Beeman, Brogden, Blythe, Cook, Flythe, Galloway, Hayes, Hawkins, Lindsay, Love, Martindale, Melchor, Shoffner, Sweet, Welker, White and Whiteside—19.

On motion of Mr. Galloway, the Senate adjourned until to-morrow at 9½, A. M.

SATURDAY, MARCH 19th, 1870.

The Senate met at 9½ o'clock,

The President in the Chair.

The Journal of Friday was read and approved.

Mr. Blythe, from the special committee to whom was referred a bill to propose certain amendments to the Constitution by legislative enactment, reported the same and asked to be discharged from its further consideration.

The report was concurred in.

Mr. Brogden, for the Committee on Finance, reported favorably

Engrossed House bill to authorize the Sheriff of Tyrrell county to collect arrears of taxes; also,

Engrossed House bill to authorize the Commissioners of Watauga county to levy a special tax.

Mr. Cook, for the Committee on Internal Improvements, reported a substitute for engrossed House resolution relating to Cape Fear Harbor.

The House of Representatives transmitted the following bills for the concurrence of the Senate:

Engrossed House bill to provide for taking the depositions of witnesses in actions and special proceedings in the several courts of this State.

Read first time and referred to the Judiciary Committee;

Engrossed House bill in relation to public printing.

Read first time and referred to the Committee on Public Printing;

Engrossed House bill to repeal section 15, chapter 277, of the acts of 1868, and section 429 of the Code of Civil Procedure, and substitute other provisions on the same subject.

Read first time and referred to the Judiciary Committee;

Engrossed House bill to authorize the Commissioners of Hertford county to sell part of the land belonging to the Poor House.

Read first time and referred to the Committee on Education;

Engrossed House bill to raise revenue.

Read first time, ordered printed, and made a special order for Tuesday next at 11 o'clock.

Mr. Burns moved to reconsider the vote by which the Senate passed, on third reading, Senate bill to provide for the completion of the Western Division of the Western North Carolina Rail Road.

The House of Representatives concurred in the passage of

the following bills and resolution, and notified the Senate of the same by message, viz :

Senate bill to authorize the incorporation of homesteads or building associations ;

Senate bill to authorize G. N. Lewis, Sheriff of Nash county, to collect arrears of taxes ;

Senate bill to establish the Hebrew Cemetery Company, in the county of Wake ;

Senate bill to authorize the Sheriff of Pitt county to collect arrears of taxes ;

Senate resolution in relation to witnesses before investigation committees.

Mr. Sweet, for the Committee on Privileges and Elections, reported, with amendments,

Engrossed House bill concerning Coroners.

Mr. Shoffner, for the Committee on Corporations, reported favorably

Engrossed House bill to incorporate the town of Magnolia, in the county of Duplin.

Senate resolution in favor of M. M. Williams was read second time and tabled ; also,

Engrossed House bill to prevent the sale of spirituous liquors within five and one-half miles of Wake Forest College.

Engrossed House bill to authorize the Commissioners of Union county to levy a special tax

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Colgrove, Eppes, Forkner, Galloway, Harrington, Jones of Mecklenburg, Jones of Wake, Legg, Love, Mason, Melchor, Shoffner and Wilson—19.

NAYS—Messrs. Bellamy, Blythe, Cook, Graham, Lindsay, Long, Murphy, Stephens, Welker and Whiteside—10.

Engrossed House bill to extend the time for perfecting entries in the county of Jackson failed to pass third reading for the want of a quorum voting.

The following is the vote :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Forkner, Galloway, Jones of Wake, Legg, Love, Melchor and Wilson—12.

NAYS—Messrs. Bellamy, Blythe, Cook, Graham, Harrington, Jones of Mecklenburg, Shoffner, Welker and Whiteside—9.

On motion of Mr. Galloway, it was ordered that bills taken up on second reading be put on their final passage.

Engrossed House bill to incorporate Foy's Mathematical High School

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cook, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Legg, Long, Love, Mason, Melchor, Murphy, Shoffner, Sweet, Welker, White, Whiteside and Wilson—28.

NAYS—None.

Engrossed House bill to incorporate the Excelsior Planting Company

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Legg, Long, Love, Melchor, Murphy, Shoffner, Stephens, Sweet, Whiteside and Wilson—26.

NAYS—Messrs. Bellamy, Welker and White—3.

Engrossed House bill to empower the County Commissioners of Currituck county to levy a special tax

Passed second reading by the following vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Blythe, Colgrove, Eppes, Forkner, Galloway, Graham, Hayes, Jones of Mecklenburg, Jones of Wake, Legg, Melchor, Murphy, Stephens and White—18.

NAYS—Messrs. Bellamy, Burns, Cook, Harrington, Long, Shoffner, Welker and Whiteside—8.

Senate bill to authorize the Commissioners of Pitt county to levy a special tax

Passed second reading by the following vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Colgrove, Forkner, Galloway, Hayes, Jones of Wake, Legg, Mason, Melchor, Murphy, Shoffner, Stephens, Sweet, White and Wilson—18.

NAYS—Messrs. Bellamy, Burns, Blythe, Cook, Graham, Harrington, Jones of Mecklenburg, Long, Love, Welker and Whiteside—11.

Senate bill in relation to a house on Baptist Square in the City of Raleigh

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Graham, Harrington, Jones of Mecklenburg, Jones of Wake, Legg, Lindsay, Long, Love, Mason, Melchor, Murphy, Shoffner, Stephens, Sweet, Welker, White and Wilson—28.

NAYS—None.

Engrossed House bill to incorporate the Coleville Lodge of Free Masons

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beasley, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Graham, Harrington, Jones of Mecklenburg, Jones of Wake, Legg, Long, Love, Mason, Melchor, Murphy, Shoffner, Stephens, Sweet, Welker, White, Whiteside and Wilson—29.

NAYS—None.

Senate bill to authorize the town constable of the town of Wilson to collect arrears of taxes

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beasley, Brogden, Burns, Blythe, Colgrove, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Legg, Long, Mason, Melchor, Murphy, Shoffner, Sweet, White and Whiteside—23.

NAYS—Messrs. Cook, Love and Welker—3.

Senate bill to incorporate the North Carolina Masonic Temple Association

Passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Jones of Mecklenburg, Legg, Long, Love, Mason, Melchor, Murphy, Shoffner, Sweet, Welker, White and Whiteside—27.

NAYS—None.

Engrossed House bill to incorporate the Cape Fear Building Association

Passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Legg, Lindsay, Long, Mason, Melchor, Murphy, Sweet, Welker, White and Whiteside—27.

NAYS—Mr. Love—1.

Engrossed House bill to incorporate the Tarboro' Gaslight Company

Passed second and third readings:

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Legg, Long, Mason, Melchor, Murphy, Sweet, Welker, White, Whiteside and Wilson—27.

NAYS—Mr. Love—1.

Engrossed House bill to authorize the County Commissioners of Washington county to levy a special tax

Passed second reading by the following vote:

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Burns, Colgrove, Eppes, Forkner, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Mason, Melchor, Murphy, Sweet, White and Wilson—20.

NAYS—Messrs. Bellamy, Blythe, Cook, Love, Welker and Whiteside—6.

Engrossed House bill to incorporate the Wilmington Building Association

Passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Forkner, Galloway, Graham, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Mason, Melchor, Murphy, Shoffner, Sweet, Welker and Wilson—25.

NAYS—Messrs. Long, Love and White—3.

Engrossed House bill to amend the charter of the town of Salem,

Passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Forkner, Galloway, Graham, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Mason, Melchor, Murphy, Welker, White, Whiteside and Wilson—28.

NAYS—Mr. Love—1.

Senate bill to authorize John A. Taylor to construct a bridge across Brunswick River

Passed second and third readings amended by the adoption of a substitute.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Forkner, Galloway, Graham,

Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Love, Mason, Melchor, Murphy, Sweet, Welker, White, Whiteside and Wilson—27.

NAYS—None.

Engrossed House bill to extend the corporate limits of the town of Elizabeth city, in the county of Pasquotank,

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Cook, Eppes, Forkner, Galloway, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Long, Love, Mason, Melchor, Murphy, Sweet, Welker, White and Wilson—26.

NAYS—Messrs. Graham and Whiteside—2.

Engrossed House bill concerning townships in the county of Cumberland

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Jones of Mecklenburg, Lassiter, Legg, Long, Mason, Melchor, Murphy, Stephens, Sweet, Welker, White and Wilson—27.

NAYS—Messrs. Love and Whiteside—2.

Senate bill to amend an act to enable the city of Raleigh to borrow money for certain purposes was read second time and,

On motion of Mr. Graham, was indefinitely postponed by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Burns, Forkner, Graham, Harrington, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Long, Love, Mason, Melchor, Murphy, Sweet, Welker, White, Whiteside and Wilson—22.

NAYS—Messrs. Beasley, Brogden, Blythe, Colgrove, Cook, Eppes, Hayes, Jones of Wake and Stephens—9.

Engrossed House bill to authorize the Commissioners of

Robeson county to erect a bridge across Lumber river, near Griffin's Bluff,

Passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Colgrove, Eppes, Forkner, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Mason, Melchor, Murphy, Stephens, Sweet, Welker, White and Wilson—21.

NAYS—Messrs. Bellamy, Blythe, Cook, Graham, Lindsay, Long, Love and Whiteside—8.

Senate bill to incorporate the town of Joyner's, in Wilson county,

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Eppes, Forkner, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Love, Mason, Melchor, Murphy, Shoffner, Stephens, Sweet, Welker, White, Whiteside and Wilson—27.

NAYS—Messrs. Cook and Graham—2.

Senate bill to establish a ferry across the Pee Dee river

Passed second and third readings, amended as recommended by the Committee on Roads.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Graham, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Melchor, Murphy, Shoffner, Stephens, Sweet, Welker, White, Whiteside and Wilson—30.

NAYS—None.

Engrossed House bill to incorporate the Mechanics' Building and Loan Association

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Burns, Blythe, Cook, Forkner, Graham, Harrington, Jones of Meck-

lenburg, Jones of Wake, Lassiter, Lindsay, Long, Mason, Melchor, Murphy, Shoffner, Stephens, Sweet, Welker, White, Whiteside and Wilson—25.

NAYS—Messrs. Beall and Hayes—2.

Senate bill concerning the town of Dallas

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Blythe, Colgrove, Cook, Forkner, Graham, Hayes, Harrington, Jones [of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Melchor, Murphy, Shoffner, Stephens, Sweet, Welker, White, Whiteside and Wilson—28.

NAYS—None.

Engrossed House bill to authorize the Sheriff of Tyrrel county to collect arrears of taxes

Passed second reading.

The bill was read third time.

Mr. White moved to strike from the bill 1866.

The motion prevailed by the following vote :

YEAS—Messrs. Beasley, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Harrington, Jones of Wake, Lassiter, Lindsay, Love, Melchor, Murphy, Shoffner, Stephens, Sweet, White and Wilson—21.

NAYS—Messrs. Barnes, Beall, Jones of Mecklenburg, Mason, Welker and Whiteside—6.

As amended, the bill passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Blythe, Colgrove, Eppes, Forkner, Graham, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Mason, Melchor, Murphy, Shoffner, Stephens, Sweet, Welker, White, Whiteside and Winstead—26.

NAYS—Messrs. Cook and Love—2.

Senate resolution in favor of W. W. and D. M. Watts

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Graham, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Melchor, Murphy, Shoffner, Stephens, Sweet, Welker, White, Whiteside and Wilson—31.

NAYS—None.

Engrossed House bill to incorporate the town of Magnolia, in the county of Duplin,

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Graham, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Melchor, Murphy, Shoffner, Stephens, Sweet, Welker, White, Whiteside and Wilson—31.

NAYS—None.

Senate bill to authorize the Commissioners of Henderson county to issue bonds

Passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Bellamy, Burns, Brogden, Blythe, Colgrove, Cook, Eppes, Forkner, Graham, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Mason, Melchor, Murphy, Shoffner, Stephens, Sweet, Welker, White, Whiteside and Wilson—30.

NAYS—Messrs. Beasley and Love—2.

Engrossed House bill to amend the charter of Hendersonville

Passed second and was rejected on third reading by the following vote :

YEAS—Messrs. Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Galloway, Hayes, Jones of Wake, Long, Shoffner and Stephens—14.

NAYS—Messrs. Barnes, Beall, Bellamy, Graham, Harring-

ton, Jones of Mecklenburg, Lassiter, Lindsay, Love, Mason, Melchor, Murphy, Welker, Whiteside and Wilson—15.

Engrossed House bill to incorporate the Shelby and South Carolina Rail Road Company

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Graham, Hayes, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Melchor, Murphy, Shoffner, Stephens, Welker, Whiteside and Wilson—28.

NAYS—Mr. Bellamy—1.

Senate bill to amend an act to incorporate the Cape Fear and Waccamaw Land and Lumber Company

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Graham, Hayes, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Love, Mason, Murphy, Stephens, Whiteside and Wilson—23.

NAYS—Messrs. Bellamy, Welker and White—3.

Engrossed House bill to authorize the Commissioners of Camden county to levy a special tax

Passed second reading by the following vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Brogden, Burns, Colgrove, Eppes, Forkner, Graham, Hayes, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Murphy, Shoffner, White and Wilson—18.

NAYS—Messrs. Bellamy, Blythe, Cook, Lindsay, Long, Love, Mason, Welker and Whiteside—9.

Engrossed House bill to incorporate the Farmers and Mechanics' Loan and Building Association, of Pasquotank county,

Passed second and third readings.

The following is the vote on the third reading :

Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Graham, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Murphy, Shoffner, Welker, White, Whiteside and Wilson—29.

NAYS—None.

Senate resolution in favor of James W. Cooper, of Cherokee county,

Passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Galloway, Graham, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Love, Mason, Melchor, Murphy, Welker, Whiteside and Wilson—18.

NAYS—Messrs. Bellamy, Burns, Blythe, Colgrove, Cook, Forkner, Hayes, Harrington, Legg, Long, Shoffner and White—12.

Engrossed House bill in favor of the Sheriff of Stokes county

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Melchor, Murphy, Shoffner, Welker, White, Whiteside and Wilson—30.

NAYS—None.

Engrossed House bill to amend the charter of the Little River Turnpike Company

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Burns, Blythe, Cook, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Melchor, Murphy, Welker, White, Whiteside and Wilson—27.

NAYS—None.

Engrossed House bill in favor of J. C. Cline, Sheriff of Catawba county,

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Burns, Blythe, Colgrove, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Melchor, Murphy, Welker, White, Whiteside and Wilson—27.

NAYS—Mr. Cook—1.

Engrossed House bill concerning townships in the county of Wake

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Graham, Hayes, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Long, Mason, Melchor, Murphy, Welker, White and Whiteside—25.

NAYS—Messrs. Harrington and Love—2.

Mr. Bellamy moved to adjourn.

The motion did not prevail by the following vote :

YEAS—Messrs. Bellamy, Burns, Blythe, Colgrove, Lassiter and Wilson—6.

NAYS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Cook, Graham, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Legg, Lindsay, Love, Mason, Melchor, Murphy, White and Whiteside—19.

Mr. Colgrove moved a call of the House.

Not agreed to.

On motion of Mr. Galloway, the Senate adjourned until Monday at 10, A. M.

MONDAY, MARCH 21st, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Saturday was read and approved.

Mr. Brogden, for the Committee on Finance, reported favorably

Engrossed House bill to provide for the collection of taxes by the State and by the several counties of the State on property, polls and incomes.

Mr. Welker, for the Committee on Printing, reported, with amendments,

Engrossed House bill in relation to the public printing.

Mr. Brogden, for the Committee on Finance, reported favorably

Engrossed House bill to restore the corporate powers of the trustees of the Tarboro' Academy ; also,

Engrossed House bill to levy a special tax in the county of Craven for the support of the poor.

Mr. Lindsay, for the Committee on Claims, reported a resolution in favor of Robert Warwick ; also,

With amendments, Senate resolution in favor of H. M. Miller.

The House of Representatives notified the Senate of their amendment to

Engrossed House bill to charter the Bank of Statesville, by striking out " March " and inserting " April."

Concurrence in the amendment to the amendment was asked.

The Senate concurred in the amendment and notified the House of Representatives of the same.

The House of Representatives concurred in the passage of the following bills, and notified the Senate of the same :

Senate bill to declare the law of evidence in certain cases ; also,

Senate bill to require the Supreme Court of North Caro-

lina to examine applicants for license to practice law in the several courts of the State.

The House of Representatives transmitted engrossed House bill to incorporate the Stith Copper Company.

Read first time and referred to the Committee on Corporations.

The House of Representatives transmitted engrossed House resolution of instruction to the Treasurer of State.

Placed on the Calendar;

Also engrossed House resolution in favor of Jas. H. Alford.

Read first time and referred to the Committee on Claims.

Mr. Beeman introduced a bill to provide a just settlement of debts contracted for slaves after May 20th, 1861.

Read first time and referred to the Judiciary Committee.

The special order at this hour being the motion to reconsider the vote by which the Senate passed on third reading

Senate bill to complete the Western Division of the Western North Carolina Rail Road,

The same was taken up.

Mr. Burns moved that the further consideration of the motion be postponed until Wednesday next.

Mr. Graham moved the previous question.

The motion did not prevail.

Mr. Sweet moved to lay on the table the motion to reconsider.

The same prevailed by the following vote:

YEAS—Messrs. Beeman, Brogden, Blythe, Colgrove, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Moore of Carteret, Stephens, Sweet and Whiteside—17.

NAYS—Messrs. Barnes, Beall, Beasley, Bellamy, Burns, Graham, Jones of Mecklenburg, Lindsay, Long, Love, Melchor, Murphy, Welker and White—14.

On motion of Mr. Welker, the rules were suspended to consider

Engrossed House bill to provide for the collection of taxes

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, by the State and by the several counties of the State on property, polls and incomes.

The following is the vote on the suspension of the rules :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Blythe, Colgrove, Cooke, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Murphy, Stephens, Welker, White and Whiteside—29.

NAYS—Mr. Beeman—1.

The bill was taken up and read second time.

On motion of Mr. Colgrove, it was ordered that the bill be considered by sections.

Mr. Sweet moved to amend section 11, lines 19 and 20, by striking out "three hundred" and inserting "fifty."

The amendment was withdrawn.

Mr. Welker moved to amend section 11 by striking out all after the word "family," in line 16, down to and including the word "dollars," in line 19.

The amendment was rejected by the following vote :

YEAS—Messrs. Beall, Bellamy, Forkner, Harrington, Hyman, Jones of Columbus, Legg, Love, Moore of Carteret, Stephens, Sweet, Welker and White—13.

NAYS—Messrs. Barnes, Beasley, Beeman, Brogden, Colgrove, Cook, Eppes, Galloway Graham, Hayes, Jones of Mecklenburg, Jones of Wake, Lindsay, Long, Mason, Melchor, Murphy and Whiteside—18.

Mr. Moore, of Carteret, moved to amend by inserting "Order of Good Templars and Friends of Temperance," after the word Fellows, line 5, section 11.

The amendment was adopted.

Mr. Love moved to strike out subdivision 5 from section 11.

The motion did not prevail.

Mr. Graham offered the following as a substitute for subdivision 6, viz :

“ Any Township Board of Trustees in any county of the State that fails to allow the exemption prescribed in the last preceding subdivision, or knowingly allows any tax payers more than is exempted in said section, shall be guilty of a misdemeanor.”

The substitute was adopted.

Mr. Jones, of Wake, offered the following as a new subdivision :

“ *Provided further*, That fertilizers shall not be subjects of taxation only so far as they increase the value of real estate.”

The amendment was rejected.

Mr. Hayes moved to amend section 13 by striking out the following words after the word “valued,” in line 21, viz :

“ But a part of the valuation shall be deducted proportionate to the interest of the State, and the tax levied on the residue only.”

The amendment was rejected.

Mr. Cook moved to strike out “fifteenth” from line 4, section 14, and insert “first.”

The amendment was rejected.

Mr. Hayes offered the following as a new section to follow section 14:

“ On or before the first day of June, the Public Treasurer shall notify the County Commissioners of each county the amount of money which has been directed by law to be placed to the credit of the county, and the County Commissioners shall credit the amount *pro rata* to each township in proportion to the amount listed by the townships, and the amount so credited to the townships shall be deducted *pro rata* from the

amount levied on or required from each tax payer, and the residue shall only be collected."

The amendment was adopted by the following vote :

YEAS—Messrs. Barnes, Beasley, Beeman, Bellamy, Brogden, Colgrove, Cook, Eppes, Hayes, Legg, Lindsay, Love, Melchor, Stephens and Sweet—15.

NAYS—Messrs. Beall, Burns, Forkner, Graham, Harrington, Hyman, Jones of Mecklenburg, Jones of Wake, Long, Moore of Carteret and Welker—11.

On motion of Mr. Cook, section 16 was amended by inserting the following after the word "least," section 6, viz: "and whenever necessary shall sit until the revision is completed."

On motion of Mr. Whiteside, section 17 was amended by inserting the words "in writing" after the word "complaint," line 4.

On motion of Mr. Sweet, section 19 was amended by striking out "or," in line 3, and inserting "and."

Mr. Stephens moved to strike out the words "white and colored" before, and the word "separately" after the word "polls," in section 21, line 6.

The motion did not prevail by the following vote :

YEAS—Messrs. Bellamy, Burns, Colgrove, Cook, Eppes, Forkner, Hayes, Hyman, Jones of Wake, Stephens, Sweet and Welker—12.

NAYS—Messrs. Barnes, Beall, Beasley, Brogden, Graham, Harrington, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Mason, Melchor, Murphy and Whiteside—15.

Mr. Cook moved to amend section 25 by striking out "September" and inserting "July."

The amendment was adopted by the following vote :

YEAS—Messrs. Beall, Bellamy, Brogden, Cook, Forkner, Graham, Hayes, Harrington, Jones of Mecklenburg, Jones of Wake, Long, Love, Mason, Murphy, Welker and Whiteside—16.

NAYS—Messrs. Barnes, Beeman, Burns, Colgrove, Eppes, Hyman, Legg, Lindsay, Melchor, Stephens and Sweet—11.

Mr. Cook moved to amend section 27, by inserting the following after the word "prescribe" in line 5, "with a monthly statement of taxes collected, sworn to before a Justice of the Peace."

The amendment was adopted by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Bellamy, Colgrove, Cook, Graham, Hayes, Hyman, Jones of Mecklenburg, Legg, Love, Stephens, Sweet and Whiteside—15.

NAYS—Messrs. Barnes, Brogden, Burns, Eppes, Forkner, Harrington, Lindsay, Long, Melchor, Welker and White—11.

Mr. Graham moved to strike out section 27.

The motion prevailed by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Eppes, Forkner, Galloway, Graham, Harrington, Hyman, Jones of Mecklenburg, Lassiter, Legg, Love, Mason, Melchor, Murphy, Welker and White—21.

NAYS—Messrs. Bellamy, Colgrove, Cook, Hayes, Long, Sweet and Whiteside—7.

Mr. Forkner introduced a bill supplemental to and explanatory of an act entitled an act to repeal certain acts passed at the session of 1868-'69 making appropriations to Rail Road Companies.

Read first time and referred to the Committee on Internal Improvements.

A communication was received and read from the Public Treasurer in relation to counsel employed by him.

Referred to the Judiciary Committee.

The hour of 2 o'clock having arrived, the President declared the Senate adjourned.

EVENING SESSION.

The Senate met at 7½ o'clock,

The President in the Chair.

Engrossed House bill to authorize the County Commissioners of Washington county to levy a special tax

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Colgrove, Davis, Eppes, Forkner, Harrington, Hyman, Jones of Mecklenburg, Lassiter, Legg, Mason, Melchor, Murphy and White—17.

NAYS—Messrs. Beasley, Bellamy, Burns, Jones of Columbus, Lindsay, Love, Moore of Carteret, Stephens, Welker and Whiteside—10.

Mr. Lindsey moved a suspension of the rules to take up and consider

Engrossed House bill to provide for the collection of taxes by the State and by the several counties of the State on property, polls and incomes.

The motion did not prevail by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Burns, Davis, Eppes, Forkner, Hyman, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Mason, Melchor, Moore of Carteret, Murphy, Welker, White and Whiteside—20.

NAYS—Messrs. Bellamy, Colgrove, Hayes, Harrington, Jones of Columbus, Love and Stephens—7.

Engrossed House bill to empower the County Commissioners of Currituck county to levy a special tax

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beeman, Brogden, Colgrove, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Jones of Mecklenburg, Lassiter, Legg, Mason, Melchor, Murphy and White—18.

NAYS—Messrs. Beall, Bellamy, Burns, Jones of Columbus,

Lindsay, Long, Love, Moore of Carteret, Stephens, Welker and Whiteside—11.

Engrossed House bill to authorize the Commissioners of Robeson county to erect a bridge across Lumber river, near Griffin's Bluff,

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Colgrove, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Love, Mason, Melchor, Murphy, Stephens and White—17.

NAYS—Messrs. Bellamy, Burns, Graham, Jones of Columbus, Jones of Mecklenburg, Lindsay, Long, Welker and Whiteside—9.

Senate bill to authorize the Commissioners of the county of Pitt to levy a special tax

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Brogden, Colgrove, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Mecklenburg, Lassiter, Legg, Mason, Melchor, Moore of Carteret, Murphy, Stephens, Sweet and White—21.

NAYS—Messrs. Bellamy, Burns, Graham, Jones of Columbus, Lindsay, Long, Love, Welker and Whiteside—9.

Mr. Jones, of Columbus, moved a suspension of the rules to take up and consider

Engrossed House bill in relation to creating the office of Public Printer.

The motion did not prevail by the following vote :

YEAS—Messrs. Bellamy, Brogden, Colgrove, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Long, Melchor, Moore of Carteret, Stephens, Sweet, Welker and White—21.

NAYS—Messrs. Barnes, Beall, Burns, Graham, Jones of Mecklenburg, Lindsay, Love, Mason, Murphy and Whiteside—10.

On the passage of engrossed House bill to extend the time for perfecting entries in the county of Jackson, on the third reading, the vote stood as follows :

YEAS—Messrs. Barnes, Beall, Burns, Forkner, Graham, Hayes, Hyman, Jones of Mecklenburg, Lindsay, Love, Mason, Melchor, Murphy, Welker and Whiteside—15.

NAYS—Messrs. Bellamy, Brogden, Colgrove, Cook, Davis, Eppes, Harrington, Jones of Columbus, Lassiter, Legg, Long, Moore of Carteret, Stephens, Sweet and White—15.

The President voting in the negative, the bill failed to pass.

Engrossed House bill to authorize the Commissioners of Camden county to levy a special tax

Passed third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Brogden, Colgrove, Cook, Davis, Forkner, Graham, Hayes, Harrington, Hyman, Jones of Mecklenburg, Lassiter, Mason, Melchor, Murphy, Stephens, Sweet, Welker and White—20.

NAYS—Messrs. Bellamy, Burns, Jones of Columbus, Long, Love and Moore of Carteret—6.

Mr. Forkner introduced a resolution amending the rules of order by requiring a majority of the Senators present to suspend the rules.

Laid over.

Senate resolution in favor of James W. Cooper, of Cherokee county, was read third time and,

On motion of Mr. Moore, of Carteret, was laid on the table by the following vote:

YEAS—Messrs. Bellamy, Brogden, Burns, Colgrove, Davis, Eppes, Forkner, Hayes, Harrington, Jones of Columbus, Legg, Long, Moore of Carteret, Murphy, Stephens and White—16.

NAYS—Messrs. Barnes, Beall, Cook, Hyman, Jones of Mecklenburg, Jones of Wake, Lindsay, Love, Mason, Melchor and Welker—11.

Senate bill to authorize the Commissioners of Henderson county to issue bonds

Passed third reading by the following vote:

YEAS—Messrs. Beall, Brogden, Colgrove, Davis, Eppes, Forkner, Hayes, Hyman, Jones of Mecklenburg, Jones of

Wake, Legg, Lindsay, Melchor, Stephens, Sweet and White—16.

NAYS—Messrs. Barnes, Bellamy, Burns, Cook, Harrington, Jones of Columbus, Long, Love, Moore of Carteret and Welker—10.

Mr. Jones, of Mecklenburg, moved to suspend the rules to place bills on the calendar on their passage.

The motion did not prevail.

The following bills passed second reading:

Engrossed House bill to authorize E. F. Cox, Sheriff of Lenoir county to collect arrears of taxes ;

Engrossed House bill to incorporate the Masonic Temple Association of the city of Charlotte ;

Engrossed House bill to authorize C. C. Vest, Sheriff of Cherokee county, to collect arrears of taxes due for the years 1868-'69 ;

Engrossed House bill to amend an act to make Neuse river a lawful fence, in Johnston county ;

Senate bill to incorporate Widow's Son Lodge, No. 4, of Ancient York Masons, in the city of Raleigh ;

Engrossed House bill to incorporate Eureka Lodge, No. 3, of F. and A. A. Y. Masons in the county of Cumberland ;

Engrossed House bill to authorize the County Commissioners of Catawba county to sell certain lots ;

Engrossed House bill to incorporate King Solomon Lodge, No. 1, of F. and A. A. Y. M., in the city of Newbern ;

Engrossed House bill incorporating the society for the relief of the Roanoke Missionary Baptist Association, and their families, widows and orphans ;

Engrossed House bill to prevent the felling of timber in French Broad and Mills rivers and Clear creek ;

Engrossed House bill to authorize the Commissioners of Columbus county to correct their report ;

Senate bill concerning Insurance companies, amended by the adoption of a substitute recommended by the Special Committee to whom the bill was referred.

Engrossed House bill to levy a special tax for the county of Ashe

Passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Brogden, Burns, Davis, Eppes, Flythe, Forkner, Hayes, Harrington, Hyman, Jones of Mecklenburg, Jones of Wake, Lassiter, Mason, Murphy, Sweet and White—18.

NAYS—Messrs. Bellamy, Colgrove, Cook, Jones of Columbus, Lindsay, Long, Love and Welker—8.

On motion of Mr. Jones, of Columbus, the Senate adjourned.

TUESDAY, MARCH 22d, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Monday was read and approved.

Mr. Galloway presented a petition from the citizens of New Hanover county.

Mr. Forkner, for the Committee on Internal Improvements, reported favorably

Senate bill entitled an act supplemental to and explanatory of an act to repeal certain acts passed at the session of 1868-'69, making appropriation to Rail Road Companies, with a request that it be printed.

The Senate failed to concur in the proposition to print for the want of a quorum voting.

The President ratified the following bills and resolutions :

A bill to authorize the Commissioners of Richmond county to levy a special tax ;

A bill to prohibit bathing in Lumber river within certain limits ;

A bill to change part of the line that divides Burke and McDowell counties ;

A bill to charter the Bank of Statesville ;

A bill to authorize the Sheriff of Cumberland county to collect arrears of taxes ;

A bill to amend section 3, chapter 120, of the Revised Code ;

A bill to incorporate the Glen Alpine Springs Company ;

A bill to amend chapter 184 of the laws of 1868-'69, in relation to examiners ;

A bill to authorize the Sheriffs of Cleveland, Jackson and Cumberland counties to collect arrears of taxes ;

A bill to amend chapter 3, acts of 1868-'69, entitled "An act to provide for the registration of voters in all special elections in this State ;

A bill to be entitled "An act in relation to arrears of taxes in the county of Orange for the year 1867 ;"

A bill amendatory of an act entitled "An act relative to the Western Turnpike Road, leading from Asheville westward to Murphy and thence by separate routes to the Georgia and Tennessee lines ;"

A bill delaring a portion of Tar river a lawful fence ;

A bill to enable the North-Western North Carolina Rail Road Company to complete the first division of its road ;

A bill to authorize the county commissioners of Nash county to levy a special tax ;

A bill to amend the charter of incorporation of the town of Pittsboro', county of Chatham, ratified the 7th day of January, 1845, and an act amendatory of the same, ratified the 3d day of February, 1857 ;

A bill concerning townships in the counties of Robeson and Gates ;

A bill to amend the charter of the town of Salem ;

A resolution concerning absent members of the Legislature ;
and

A resolution to allow the Commissioners of Cumberland

county to use the State Arsenal, located in the town of Fayetteville, for a school house.

The above were transmitted by the Secretary of the Senate to the Secretary of State.

The House of Representatives concurred in the passage of the following bills and notified the Senate of the same by message :

Senate bill to provide for the completion of the Western Division of the Western North Carolina Rail Road ;

Senate bill to protect *bona fide* conveyances of land in certain cases ;

Senate bill to confirm the election of municipal officers in the town of Mocksville ;

Senate bill to authorize the Commissioners of Bertie county to levy and collect a tax for certain purposes ;

Senate bill respecting the Guilford mine ;

Senate bill to incorporate the town of Bakersville in the county of Mitchell ;

Senate bill concerning town lots in the town of Lenoir ;

Senate resolution for the relief of the Sheriff of Warren county.

The House of Representatives transmitted, with amendments,

Senate bill to empower the County Commissioners of Richmond county to levy a special tax ; also,

Senate bill to exempt citizens of Buncombe, Madison and Henderson counties from paying toll at any toll gate on the Buncombe Turnpike Road within their own counties.

The House of Representatives transmitted the following bills, which were read first time and referred as stated :

Engrossed House bill to incorporate the Western Central Rail Road Company.

To the Committee on Internal Improvements ;

Engrossed House bill to authorize the Judges of Probate to appoint Trustees in certain cases.

To the Judiciary Committee ; and

Engrossed House bill to pay the expenses of idiots and lunatics.

To the Committee on Propositions and Grievances.

The House of Representatives concurred in Senate amendments to the following bills, viz :

Engrossed House bill to amend the several militia laws of the State ;

Engrossed House bill to amend an act to incorporate the Cape Fear Agricultural Association ;

Engrossed House bill in relation to the Scotch Fair, in Richmond county ; and

Engrossed House bill to incorporate the North Carolina Sanitarian Company.

The House of Representatives refused to concur in Senate amendments to

Engrossed House bill in relation to taking or shooting trout in the waters of the counties west of the Blue Ridge ; also,

Senate amendments to engrossed House bill to allow Township Magistrates to take privy examination of married women.

On motion of Mr. Graham, the Senate adhered to its amendments and asked for a committee of conference.

The House of Representatives transmitted, with amendments,

Senate bill to prevent the sale of the reversionary interest in homestead lands, and asked the concurrence of the Senate.

Mr. Galloway moved to lay the amendments on the table.

The motion did not prevail by the following vote :

YEAS—Messrs. Barnes, Colgrove, Graham, Jones of Wake, Lindsay, Love, Murphy, Sweet and White—9.

NAYS—Messrs. Beasley, Beeman, Brogden, Burns, Blythe, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Legg, Long, Mason, Melchor, Moore of Carteret, Scott, Stephens and Welker—21,

When the amendments were concurred in.

Mr. Eppes introduced a bill to protect the rights of citizens traveling in public conveyances.

Read first time and placed on the calendar.

Mr. Galloway, a resolution in favor of Annie E. Leake.

Laid over.

Leave of absence was granted Mr. Love from to-morrow during the balance of the session.

Mr. Welker introduced a bill to amend an act in relation to the special tax funds now in the Treasury.

Read first time and placed on the calendar.

Senate resolution requiring a majority of Senators present to suspend the rules, was taken up.

On its adoption the vote stood as follows :

YEAS—Messrs. Beasley, Brogden, Blythe, Colgrove, Cook, Davis, Forkner, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Long, Moore of Carteret, Stephens, Sweet and White—19.

NAYS—Messrs. Barnes, Beall, Beeman, Bellamy, Burns, Eppes, Graham, Jones of Mecklenburg, Lindsay, Love, Mason, Melchor, Murphy, Scott, Welker and Whiteside—16.

The Chair (the Senator from Orange) decided that under the rules it required 26 votes in the affirmative to pass the resolution.

The resolution therefore failed to pass.

Mr. Forkner moved a suspension of the rules to take up Engrossed House bill to provide for the collection of taxes on property, polls and incomes ; also,

Engrossed House bill establishing the office of Public Printer.

The motion failed by the following vote :

YEAS—Messrs. Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Moore of Carteret, Shoffner, Stephens, Sweet, Welker, White and Whiteside—24.

NAYS—Messrs. Barnes, Beall, Graham, Jones of Mecklenburg, Lindsay, Love, Mason, Melchor, Murphy and Scott—10.

Mr. Cook moved that any Senator who absented himself

without leave of the Senate shall be fined fifty dollars per day for each day of said absence from the bar of the Senate.

The motion did not prevail by the following vote :

YEAS—Messrs. Beasley, Bellamy, Blythe, Colgrove, Cook, Davis, Hayes, Jones of Columbus, Moore of Carteret, Stephens, Sweet and White—12.

NAYS—Messrs. Barnes, Beall, Beeman, Brogden, Burns, Eppes, Forkner, Graham, Harrington, Hyman, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason Melchor, Murphy, Scott, Shoffner, Welker and White—23.

Mr. Colgrove introduced a resolution authorizing the Secretary of the Senate to telegraph for absent members.

Mr. Jones, of Mecklenburg, moved the following substitute :

“*Resolved*, That leaves of absence already granted and not yet taken effect be and they are hereby rescinded.”

The substitute was adopted.

The resolution as amended was adopted by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley Bellamy, Brogden, Davis, Eppes, Forkner, Graham, Harrington, Hyman, Jones of Mecklenburg, Jones of Wake, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Murphy, Scott, Shoffner, Sweet, Welker, White and Whiteside—26.

NAYS—Messrs. Beeman, Burns, Blythe, Colgrove, Cook, Hayes, Jones of Columbus, Lassiter and Stephens—9.

Mr. Sweet introduced a resolution rescinding the resolution to adjourn *sine die*, 28th inst.

Mr. Sweet moved a suspension of the rules to place the resolution on its passage.

Not agreed to by the following vote :

YEAS—Messrs. Bellamy, Brogden, Colgrove, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Scott, Shoffner, Stephens and Sweet—16.

NAYS—Messrs. Barnes, Beall, Beeman, Burns, Blythe, Jones

of Mecklenburg, Lassiter, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Murphy, Welker, White and Whiteside—17.

Mr. Colgrove offered the following resolution :

“Resolved, That leaves of absence heretofore granted to members of the Senate for the balance of the session are hereby rescinded.”

The resolution was rejected by the following vote :

YEAS—Messrs. Bellamy, Brogden, Colgrove, Cook, Eppes, Hayes, Harrington, Hyman, Jones of Columbus, Lindsay, Long, Melchor, Shoffner, Stephens and White—15.

NAYS—Messrs. Barnes, Beall, Beasley, Beeman, Burns, Davis, Forkner, Galloway, Graham, Jones of Mecklenburg, Jones of Wake, Lassiter, Love, Moore of Carteret, Murphy, Sweet, Welker and Whiteside—18.

Engrossed House bill to provide for the collection of taxes by the State and by the several counties of the State on property, polls and incomes, being the unfinished business, the same was taken up.

Mr. Murphy moved to strike out “October,” line 6, section 33, and insert “August.”

The motion prevailed by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Cook, Davis, Forkner, Galloway, Graham, Hayes, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Mason, Melchor, Murphy, Scott, Sweet, Welker, White and Whiteside—26.

NAYS—Messrs. Colgrove, Eppes, Hyman and Stephens—4.

Mr. Cook moved to strike out “December,” line 1, section 34, and insert “November.”

Mr. Graham moved to insert “October.”

The question was divided.

The motion to strike out prevailed by the following vote :

YEAS—Messrs. Beall, Bellamy, Brogden, Burns, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes,

Harrington, Jones of Columbus, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Murphy, Sweet, Welker, White and Whiteside—27.

NAYS—Messrs. Barnes, Beasley, Beeman, Blythe and Hyman—5.

The motion to insert “November” did not prevail by the following vote:

YEAS—Messrs. Barnes, Beasley, Beeman, Blythe, Cook, Davis, Eppes, Hyman, Love and Murphy—10.

NAYS—Messrs. Beall, Bellamy, Brogden, Burns, Colgrove, Galloway, Graham, Hayes, Harrington, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Mason, Melchor, Moore of Carteret, Sweet, Welker, White and Whiteside—22.

The motion to insert “October” prevailed by the following vote:

YEAS—Messrs. Beall, Beasley, Bellamy, Brogden, Colgrove, Galloway, Graham, Hayes, Harrington, Jones of Columbus, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Murphy, Shoffner, Sweet, Welker, White and Whiteside—24.

NAYS—Messrs. Barnes, Beeman, Burns, Blythe, Cook, Davis, Eppes, Hyman and Jones of Wake—9.

On motion of Mr. Graham, the word “March” was stricken from line 6, section 36.

Mr. White moved to insert “February.”

The motion did not prevail.

Mr. Graham moved to insert “December.”

The motion of Mr. Graham prevailed by the following vote:

YEAS—Messrs. Barnes, Beall, Bellamy, Burns, Colgrove, Forkner, Graham, Hayes, Hyman, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lindsay, Long, Love, Melchor, Sweet, Welker and Whiteside—19.

NAYS—Messrs. Beeman, Brogden, Blythe, Cook, Davis, Eppes, Harrington, Lassiter, Mason, Murphy, Shoffner and White—12.

As amended the bill passed its second reading and,

On motion of Mr. Welker, was made a special order for tomorrow at 11 o'clock.

Engrossed bill to raise revenue, on second reading, was taken up.

On motion of Mr. Love, it was ordered that the bill be considered by sections.

Mr. Welker moved to amend section 3 by inserting the following after the word "institutions," line 3, viz: "And that a special tax of one-tenth of one per cent. shall be levied in addition to the ordinary tax provided for in this act on all taxable property for the support of public schools in the State."

The amendment was adopted by the following vote:

YEAS—Messrs. Beall, Beasley, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Jones of Columbus, Lassiter, Lindsay, Long, Love, Melchor, Shoffner, Sweet, Welker and White—24.

NAYS—Messrs. Barnes, Brogden, Mason and Whiteside—4.

Mr. Love moved a reconsideration of the vote just taken.

Mr. Forkner moved to lay that motion on the table.

The motion to table did not prevail by the following vote:

YEAS—Messrs. Beasley, Beeman, Colgrove, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Columbus, Long, Sweet, Welker and White—15.

NAYS—Messrs. Barnes, Beall, Bellamy, Brogden, Burns, Blythe, Graham, Jones of Mecklenburg, Lassiter, Lindsay, Love, Mason, Melchor, Murphy, Shoffner and Whiteside—16.

The motion to reconsider prevailed by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Burns, Blythe, Cook, Davis, Graham, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Love, Mason, Melchor and Murphy—19.

NAYS—Messrs. Beasley, Bellamy, Eppes, Forkner, Hayes, Harrington, Hyman, Long, Shoffner, Sweet, Welker and White—12.

Mr. Welker moved to amend his amendment by adding as

follows: "To pay the appropriation of one hundred thousand dollars made in chapter 184, section 53, laws of 1868-'69."

Mr. Love moved to amend by striking out "one tenth" and inserting "one twentieth."

The amendment offered by Mr. Love was rejected.

The amendment offered by Mr. Welker was adopted by the following vote:

YEAS—Messrs. Beasley, Beeman, Bellamy, Burns, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Jones of Columbus, Jones of Wake, Lassiter, Legg, Long, Shoffner, Sweet, Welker and White—20.

NAYS—Messrs. Barnes, Brogden, Blythe, Graham, Jones of Mecklenburg, Love, Mason, Melchor and Murphy—9.

Mr. Cook moved to amend section 3 by adding the following after 1869, viz:

"A special tax of one-twelfth of one per cent. shall be levied and collected on all of the taxable property of the State to be applied to the erection of a penitentiary and support of the convicts."

Mr. Colgrove moved to amend the amendment by striking out "one-twelfth" and inserting "one-tenth."

The amendment was adopted.

The amendment, as amended, was adopted by the following vote:

YEAS—Messrs. Beasley, Beeman, Bellamy, Colgrove, Cook, Eppes, Forkner, Graham, Hayes, Jones of Mecklenburg, Jones of Wake, Legg, Long, Murphy, Sweet and Welker—16.

NAYS—Messrs. Barnes, Brogden, Burns, Blythe, Davis, Harrington, Hyman, Jones of Columbus, Lassiter, Lindsay, Love, Mason, Melchor, White and Whiteside—15.

The hour 2 having arrived, the President declared the Senate adjourned.

EVENING SESSION.

The Senate met at 7½ o'clock,

The President in the Chair.

On motion of Mr. Cook, the rules were suspended to consider engrossed House bill to raise Revenue.

The following is the vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Graham, Harrington, Hyman, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Mason, Martindale, Melchor, Moore of Carteret, Murphy, Scott, Welker and White—30.

NAYS—Mr. Shoffner—1.

On motion of Mr. Cook, section 3 was amended by striking out “and” in line 3, and by inserting “and penal” after the word “charitable.”

Mr. Graham moved to amend section 3, class 1, by inserting after the word “to,” line 4, the following :

“The special taxes now in the Treasury which have been ordered to be credited on the tax lists for the year 1870, and.”

The amendment was rejected by the following vote :

YEAS—Messrs. Forkner, Graham, Harrington, Hyman, Jones of Mecklenburg, Legg, Love, Mason, Martindale, Melchor, Scott and White—12.

NAYS—Messrs. Barnes, Beasley, Beeman, Brogden, Burns, Blythe, Cook, Davis, Eppes, Galloway, Hayes, Jones of Wake, Lassiter, Lindsay, Long, Murphy, Shoffner, Stephens and Welker—19.

On motion of Mr. Cook, class 1, section 3, was amended (line 13) by inserting “State and” after the word “for.”

On motion of Mr. Hayes, the motion just adopted was reconsidered.

On motion of Mr. Graham, the words "State or" were inserted in line 6, after the word "for," in section 1 of class 1, section 3.

The word "the" was stricken from class 1, line 5.

Mr. Jones, of Mecklenburg, moved to amend class 1, section 3, line 6, by inserting after the word "Assembly" the following: "during its present session."

The amendment was adopted by the following vote:

YEAS—Messrs. Barnes, Beeman, Brogden, Burns, Blythe, Cook, Davis, Galloway, Graham, Hayes, Harrington, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Melchor, Murphy, Scott, Shoffner, Stephens and White—22.

NAYS—Messrs. Eppes, Forkner, Sweet and Welker—4.

On motion of Mr. Cook, class one, section 3, was further amended by inserting after the word "except," in line 12, the words "State special taxes and"; also by striking out the word "taxes," in line 13, and inserting "special taxes for county purposes."

On motion of Mr. Murphy, the word "or," was substituted for the word "and," in line 3, section 3, schedule B.

Mr. Hayes moved to strike out section 13, schedule B.

Not agreed to.

On motion of Mr. Stephens, section 13, schedule B, was amended by striking out all after the word "shall," in line 4, down to the word "pay," in line 10.

Mr. White offered the following as a new section to follow section 16, viz:

"All companies incorporated in or out of this State selling lottery tickets, one per cent. on their gross receipts and a license tax of one hundred dollars. This tax shall not be construed to relieve such persons or corporations from any penalties incurred by a violation of the law."

Mr. Stephens moved to amend by striking out "one" and

inserting "fifty;" also, by striking out "one hundred" and inserting "one thousand."

The amendment to the amendment was adopted.

The amendment, as amended, was rejected by the following vote:

YEAS—Messrs. Barnes, Beeman, Brogden, Burns, Hayes, Love, Shoffner, Stephens and White—9.

NAYS—Messrs. Beasley, Cook, Davis, Eppes, Forkner, Graham, Harrington, Hyman, Jones of Wake, Lassiter, Lindsay, Long, Mason, Murphy, Scott, Sweet and Welker—17.

Mr. Long moved a reconsideration of the vote by which the Senate rejected, on third reading, engrossed House bill in relation to the entry of lands in Jackson county.

The motion to reconsider was postponed until to-morrow at 8 o'clock, P. M.

The hour of 9½ o'clock having arrived, the President declared the Senate adjourned.

WEDNESDAY, MARCH 23rd, 1870.

The Senate met pursuant to adjournment,

Mr. Shoffner, the Senator from Alamance, in the Chair.

The Journal of Tuesday was read and approved.

Mr. Mason, for the Committee on Internal Improvements, reported favorably

Engrossed House bill to incorporate the Western Central Rail Road Company.

Mr. Stephens, for the Committee on Corporations, reported favorably

Engrossed House bill to incorporate the Stith Copper Company.

The Judiciary Committee reported, favorably,

Engrossed House bill to authorize the Judges of Probate to appoint trustees in certain cases ; also,

Engrossed House bill to provide for taking depositions of witnesses in actions and special proceedings in the several courts of this State.

The Judiciary Committee reported, with amendments,

Engrossed House bill to repeal section 15, chapter 277, of the acts of 1868-'69, and section 429, of the Code of Civil Procedure, and substitute other provisions on the same subject ; and, unfavorably,

Senate bill to provide a just settlement of debts contracted for slaves, after May 20th, 1861.

Mr. Stephens, for the Committee on Corporations, reported a substitute for

Senate bill to amend the charter of the city of Raleigh.

Mr. Richardson, for the special committee to investigate the affairs of the Penitentiary, reported.

The report was read and ordered printed.

The House of Representatives transmitted the following bills, which were read the first time and referred as stated, viz :

Engrossed House bill in relation to Clay County Court.

To the Judiciary Committee ;

Engrossed House bill to amend chapter 42, private laws of 1868-'69.

To the Committee on Corporations ;

Engrossed House bill authorizing the Sheriff of Union county and the tax collector of Moore county to collect arrears of taxes for the years 1868-'69.

To the Committee on Finance ;

Engrossed House bill for the relief of land-holders and laborers ;

Engrossed House bill to lay out and establish a new county to be called " Pamlico."

To the Committee on Townships ;

Engrossed House bill to lay out and establish a new county, to be called "Swain."

To the Committee on Townships ;

Engrossed House bill to enable the tax collector of the city of Newbern to collect his taxes.

To the Committee on Finance ;

Engrossed House bill to amend the law of divorce and alimony, chapter 39, Revised Code.

To the Judiciary Committee ;

Engrossed House resolution accepting the surrender of the charter of the Newbern Turpentine Company.

To the Committee on Propositions and Grievances ;

Engrossed House bill in relation to Indian affairs.

To the Judiciary Committee ;

Engrossed House bill to authorize the Commissioners of Hertford county to issue county orders.

To the Committee on Finance ;

Engrossed House bill to incorporate the Tomotla Iron Company.

To the Committee on Corporations ;

Engrossed House bill to amend chapter 158 of the public laws of 1868-'69.

To the Judiciary Committee ;

Engrossed House bill to provide for the registry of chattels and mortgages.

To the Judiciary Committee ;

Engrossed House bill to incorporate the Warren Savings Bank, of the town of Warrenton, N. C.

Placed on the calendar ;

Engrossed House bill to incorporate the North Carolina Fertilizing Company.

Placed on the calendar ;

Engrossed House bill for the relief of the Sheriffs of Alleghany and Davie counties.

Placed on the calendar ;

Engrossed House bill to amend an act to charter the bank of Cumberland, ratified the 12th day of April, 1869.

Placed on the calendar;

Engrossed House bill to amend chapter 68 of the laws of 1868-'69.

Placed on the calendar.

The House of Representatives concurred in the passage of the following bills and notified the Senate of the same by message:

Senate bill to authorize and empower the County Commissioners of Wayne county to collect arrears of taxes due for the year 1867;

Senate bill to be entitled an act to incorporate Edgecombe Lodge, No. 298, Ancient Masons;

Senate bill to enable owners of wet lands to drain them;

Senate bill to incorporate the Raleigh Savings Bank;

Senate bill requiring County Commissioners to report to the Board of Public Charities;

Senate bill to incorporate the North Carolina Masonic Temple Association;

Senate bill to establish a ferry across Pee Dee river;

Senate bill to amend an act to incorporate the Cape Fear and Waccamaw Canal and Lumber Company; and

Senate resolution in favor of John Horton, Sheriff of Watauga county.

Mr. Mason, for the Committee on Internal Improvements, reported favorably

Engrossed House bill to authorize the Wilmington, Charlotte and Rutherford Rail Road Company to construct a branch road in the direction of East Tennessee and Virginia Rail Road.

Leave of absence was granted Mr. Love from to-morrow for the balance of the session.

Mr. Jones, of Wake, introduced a bill to authorize the Sheriff of Wake county to collect arrears of taxes.

Read first time and referred to the Committee on Finance.

Engrossed House resolution of instruction to the Treasurer of the State was taken up and adopted.

Leave of absence was granted Mr. Melchor for the balance of the session.

Mr. Hyman introduced the following resolution, which was adopted :

“Resolved, That no member of this Senate shall be granted leave of absence, unless on account of sickness, until Monday, 28th instant.”

Leave of absence was granted Mr. Beeman for the balance of the session.

Mr. Robbins moved a suspension of the rules to take up and consider

Engrossed House bill in relation to the selling of liquor within five and a half miles of Wake Forest Academy.

The motion did not prevail by the following vote :

YEAS—Messrs. Beall, Beasley, Beeman, Bellamy, Blythe, Eppes, Graham, Lindsay, Long, Martindale, Murphy, Robbins, Sweet, Welker, White and Whiteside—16.

NAYS—Messrs. Barnes, Brogden, Burns, Colgrove, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Love, Melchor, Scott, Shoffner and Stephens—19.

On motion of Mr. Galloway, the rules were suspended to take up and consider Senate bill to amend chapter 29 of the laws of 1860-'61.

The following is the vote :

YEAS—Messrs. Bellamy, Brogden, Burns, Blythe, Colgrove, Davis, Eppes, Galloway, Graham, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Martindale, Richardson, Scott, Stephens and Sweet—19.

NAYS—Messrs. Barnes, Beasley, Forkner, Jones of Mecklenburg, Lindsay, Long, Love, Murphy, Shoffner, Welker and Whiteside—11.

The bill was taken up and read second time.

The amendment previously offered by Mr. Legg was adopted as amended.

The bill passed second and third readings.

The following is the vote on the third reading.

YEAS—Messrs. Beall, Beasley, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Martindale, Melchor, Richardson, Scott, Stephens, Sweet, Welker and Whiteside—29.

NAYS—Mr. Murphy—1.

Mr. Murphy moved to take up and consider

Senate bill to amend section 199, chapter 4, of the Code of Civil Procedure.

The motion prevailed by the following vote :

YEAS—Messrs. Barnes, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Galloway, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Murphy, Richardson, Scott, Shoffner and Stephens—22.

NAYS—Messrs. Beall, Beasley, Forkner, Lassiter, Lindsay, Long, Love, Martindale, Melchor, Welker and Whiteside—11.

The bill passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Beall, Beasley, Brogden, Burns, Blythe, Colgrove, Eppes, Forkner, Galloway, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Legg, Lindsay, Long, Love, Martindale, Melchor, Murphy, Richardson, Robbins, Scott, Stephens, Sweet, Welker, White and Whiteside—29.

NAYS—Mr. Lassiter—1.

On motion of Mr. Forkner, the rules were suspended for the purpose of announcing and considering a message from the House of Representatives.

The following is the vote on the suspension of the rules :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Davis, Forkner, Graham, Harrington, Hawkins,

Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Martindale, Melchor, Murphy, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet, Welker, White and Whiteside—31.

NAYS—Messrs. Bellamy, Colgrove, Cook, Galloway and Hayes—5.

A message was announced from the House of Representatives, transmitting a substitute for Senate bill concerning elections and registration in the year 1870.

On motion of Mr. Graham, the previous question was ordered on the concurrence in the substitute,

When the substitute was concurred in by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Colgrove, Cook, Davis, Forkner, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Long, Love, Mason, Martindale, Melchor, Murphy, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet, Welker, White and Whiteside—33.

NAYS—Messrs. Bellamy, Blythe, Eppes, Galloway and Hayes—5.

On motion of Mr. Forkner, the special order was postponed until to-morrow at 10, A. M., and

Engrossed House bill to provide for a Public Printer was postponed and made a special order for 8 o'clock this P. M., by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Mason, Martindale, Melchor, Murphy, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet, Welker, White and Whiteside—36.

NAYS—Messrs. Bellamy and Galloway—2.

The unfinished business being the consideration of

Engrossed House bill to raise revenue, on second reading, the same was taken up.

Mr. Burns moved to amend section 17, schedule B, by

inserting "or agricultural instruments," after the word "vehicles."

The same was rejected.

Mr. Welker moved to strike out section 17, schedule B.

The motion did not prevail by the following vote:

YEAS—Messrs. Beall, Beeman, Bellamy, Forkner, Hawkins, Lindsay, Martindale, Melchor, Sweet and Welker—10.

NAYS—Messrs. Barnes, Beasley, Brogden, Burns, Blythe, Cook, Davis, Eppes, Hayes, Hyman, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Long, Love, Mason, Murphy, Richardson, Scott, Stephens, White and Whiteside—23.

On motion of Mr. Love, section 18, schedule B, was amended by inserting as follows after the word "agent," line 2: "Whether by an ascending or descending bid, or at public outcry."

Mr. Cook moved to amend section 20, line 3, by striking out "ten" and inserting "three."

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Brogden, Burns, Cook, Davis, Graham, Hayes, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Martindale, Murphy, Richardson, Robbins, Scott, Shoffner and Sweet—21.

NAYS—Messrs. Beasley, Bellamy, Blythe, Forkner, Harrington, Lassiter, Lindsay, Mason, Melchor, Moore of Carteret, Stephens, Welker and Whiteside—13.

Mr. Graham moved a reconsideration of the vote by which the Senate agreed to consider the bill by sections.

On motion of Mr. Graham, the previous question was ordered by the following vote:

YEAS—Messrs. Barnes, Beall, Beeman, Blythe, Forkner, Graham, Hayes, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Long, Mason, Martindale, Melchor, Moore of Carteret, Murphy, Richardson, Robbins, Scott, Shoffner, Sweet, Welker and Whiteside—26.

NAYS—Messrs. Bellamy, Brogden, Burns, Cook, Davis, Eppes, Harrington, Jones of Wake and Stephens—9.

The motion to reconsider prevailed by the following vote :

YEAS—Messrs. Barnes, Beall, Beeman, Blythe, Forkner, Graham, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Lindsay, Long, Mason, Martindale, Melchor, Moore of Carteret, Murphy, Richardson, Robbins, Scott, Shoffner, Sweet, Welker and Whiteside—24.

NAYS—Messrs. Bellamy, Brogden, Burns, Cook, Davis, Eppes, Hayes, Harrington, Jones of Wake, Legg and Stephens—11.

On motion of Mr. Sweet, the bill was further amended as follows, viz : Section 3, schedule C, by inserting after the word " State " in line 1, the words " or of the State Department ; " also, by inserting in line 8, after the word " Governor," the words " for the seal of the State Department, fifty cents, to be collected by the Secretary of State, and paid by him into the Treasury."

The amendments were adopted by the following vote :

YEAS—Messrs. Beasley, Burns, Blythe, Cook, Davis, Eppes, Forkner, Hayes, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Martindale, Murphy, Richardson, Robbins, Shoffner, Stephens, Sweet, Welker and White—21.

NAYS—Messrs. Barnes, Beall, Beeman, Bellamy, Brogden, Graham, Harrington, Lindsay, Long, Melchor and Scott—11.

On motion of Mr. Graham, the previous question was ordered on the passage of the bill on its second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Burns, Blythe, Forkner, Graham, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Long, Mason, Martindale, Melchor, Moore of Carteret, Murphy, Richardson, Shoffner and Whiteside—21.

NAYS—Messrs. Bellamy, Brogden, Cook, Davis, Eppes, Hayes, Harrington, Hawkins, Lindsay, Robbins, Stephens, Sweet, Welker and White—14.

The bill passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Cook,

Davis, Forkner, Graham, Hayes, Hawkins, Jones of Mecklenburg, Lassiter, Legg, Long, Mason, Martindale, Richardson, Stephens, Sweet, Welker, White and Whiteside—22.

NAYS—Messrs. Bellamy, Brogden, Burns, Blythe, Eppes, Harrington, Jones of Wake, Lindsay, Melchor, Murphy and Robbins—11.

On motion of Mr. Forkner, the bill was made a special order for to-morrow at 10, A. M., by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Davis, Forkner, Graham, Hayes, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Mason, Martindale, Melchor, Murphy, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet, Welker, White and Whiteside—30.

NAYS—Messrs. Bellamy, Cook and Eppes—3.

On motion of Mr. Forkner, the vote was reconsidered by which the Senate made a special order for to-morrow at 10 o'clock,

Engrossed House bill to provide for the collection of taxes by the State on property, polls and income.

The same was taken up and was being read third time,

When the Senate, on motion of Mr. Stephens, took a recess until 3 o'clock.

AFTERNOON SESSION.

The Senate met at 3 o'clock,

The President in the Chair.

The reading of the bill was completed.

Mr. Hayes offered the following as a part of section 1, viz:

“Whenever no legal board of Trustees shall exist in any township, the County Commissioners of such county, at a meet-

ing to be held 30 days after the ratification of this act, shall appoint in every such township three assessors, qualified to serve as jurors, one of whom shall be an owner of real estate in the county, who shall constitute a board of trustees for the township, for the purpose of performing all the duties of a regular board of trustees: said board shall be entitled to the same *per diem* as regular boards of trustees."

The amendment was adopted.

On motion of Mr. Hayes, section 15 was amended as follows, by striking out the word "law" and inserting "an act to repeal certain acts passed at the session of 1868-'69, making appropriations to rail road companies."

Mr. Beeman moved to strike out section 15.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Burns, Forkner, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Long, Love, Mason, Martindale, Melchor, Moore of Carteret, Murphy, Scott, Stephens, Sweet, Welker, White and Whiteside—26.

NAYS—Messrs. Bellamy, Brogden, Blythe, Cook, Galloway, Hayes, Lindsay and Robbins—8.

The bill passed third reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Burns, Forkner, Graham, Harrington, Hawkins, Jones of Mecklenburg, Lassiter, Long, Mason, Martindale, Moore of Carteret, Murphy, Scott, Sweet, Welker, White and Whiteside—21.

NAYS—Messrs. Bellamy, Brogden, Blythe, Cook, Galloway, Hayes, Hyman, Jones of Wake, Lindsay, Love, Melchor, Robbins, Shoffner and Stephens—14.

On motion of Mr. Forkner, the vote was reconsidered by which the Senate made a special order for to-night engrossed House bill in relation to the public printing.

The bill was taken up and read second time.

The amendment recommended by the Committee on Printing, to whom the bill was referred, viz: "in line 5, section 2,

strike out the words 'the reports of the decisions of the Supreme Court,' was adopted by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Graham, Harrington, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Murphy, Richardson, Robbins, Scott, Welker and Whiteside—22.

NAYS—Messrs. Bellamy, Brogden, Burns, Blythe, Cook, Forkner, Galloway, Hayes, Hyman, Martindale and Stephens—11.

In line 9 strike out 75 cents and insert 62½; also in line 13, strike out 75 cents and insert 62½.

Adopted by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Graham, Harrington, Hawkins, Jones of Mecklenburg, Lassiter, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Murphy, Richardson, Robbins, Scott, Welker, White and Whiteside—25.

NAYS—Messrs. Bellamy, Cook, Forkner, Galloway, Hayes, Hyman, Jones of Wake and Martindale—8.

In lines 2, 3 and 4 of section 3 strike out "at such prices as may be allowed by the Governor and heads of departments, and insert at 50 cents per volume for Laws, Documents, Journals and Code, \$15 per hundred for all volumes in paper, and for pamphlets in proportion.

Adopted by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Graham, Hawkins, Jones of Mecklenburg, Lindsay, Love, Mason, Melchor, Moore of Carteret, Murphy, Richardson, Robbins, Scott, Sweet, Welker and Whiteside—21.

NAYS—Messrs. Bellamy, Cook, Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Wake, Lassiter, Martindale, Shoffner and Stephens—12.

As amended, the bill passed second reading by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden,

Burns, Forkner, Graham, Harrington, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Murphy, Richardson, Scott, Shoffner, Sweet, Welker, White and Whiteside—27.

NAYS—Messrs. Bellamy, Cook, Galloway, Hayes, Hyman, Martindale, Robbins and Stephens—8.

The bill passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Cook, Forkner, Graham, Harrington, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Love, Mason, Melchor, Moore of Carteret, Murphy, Richardson, Scott, Shoffner, Sweet, Welker, White and Whiteside—29.

NAYS—Messrs. Galloway, Hayes, Hyman, Martindale, Robbins and Stephens—6.

On motion of Mr. Forkner the rules were suspended to take up and consider Senate bill to amend an act in relation to the special tax moneys now in the Treasury.

The following is the vote on the suspension of the rules :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Mason, Martindale, Melchor, Moore of Carteret, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet, Welker, White and Whiteside—31.

NAYS—Messrs. Cook and Love—2.

The bill passed second and third readings.

The following is the vote on third reading :

YEAS—Messrs. Beall, Beasley, Beeman, Brogden, Burns, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Martindale, Murphy, Richardson, Robbins, Shoffner, Welker, White and Whiteside—23.

NAYS—Messrs. Barnes, Bellamy, Blythe, Cook, Forkner and Scott—6.

On motion of Mr. Jones, of Mecklenburg, the rules were

suspended for the purpose of introducing a resolution, by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Blythe, Forkner, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Long, Love, Mason, Melchor, Murphy, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet, Welker, White and Whiteside—29.

NAYS—Mr. Hayes—1.

When he introduced a resolution in favor of Nichols & Gorman.

Read first time and referred to the Committee on Printing.

Engrossed House bill incorporating the Society for the relief of the Roanoke Missionary Baptist Association and their families, widows and orphans,

Passed the third reading by the following vote :

YEAS—Messrs. Barnes, Beasley, Brogden, Burns, Blythe, Cook, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Long, Love, Mason, Murphy, Richardson, Scott, Shoffner, Stephens, Sweet, Welker and White—26.

NAYS—None.

Mr. Sweet introduced a resolution to compensate the Senate investigating commission composed of Messrs. Bragg, Phillips and Scott.

Read first time and placed on the calendar.

The House of Representatives concurred in Senate proposition to raise a committee of conference on Senate amendments to

Engrossed House bill in relation to taking or shooting trout from the waters west of the Blue Ridge ;

Also, to amendments to

Engrossed House bill to allow township magistrates to take privy examination of married women.

The House of Representatives announced as the House branch of said Committees, Messrs. Smith of Alleghany,

Robinson and Proffitt on the first bill; and Messrs. Jarvis, Argo and Leary on the second bill.

The President announced as the Senate Committee on the first bill, Messrs. Beall and Blythe; and on the second bill, Messrs. Sweet and Robbins.'

Engrossed House bill to extend the time for perfecting entries in the county of Jackson was reconsidered and

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lindsay, Long, Love, Mason, Murphy, Robbins, Scott, Stephens, Welker, White and Whiteside—25.

NAYS—Messrs. Bellamy, Blythe, Colgrove, Cook and Eppes—5.

Senate bill to incorporate Widow's Son Lodge of A. Y. M.

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lindsay, Love, Mason, Murphy, Robbins, Scott, Shoffner, Stephens, Welker, White and Whiteside—29.

NAYS—None.

Engrossed House bill to incorporate the Masonic Temple Association, of the city of Charlotte,

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Graham, Hayes, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lindsay, Long, Love, Mason, Melchor, Murphy, Robbins, Scott, Stephens, Welker, White and Whiteside—30.

NAYS—None.

Senate bill in relation to Insurance Companies

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden,

Burns, Blythe, Colgrove, Cook, Forkner, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lindsay, Mason, Melchor, Murphy, Robbins, Scott, Shoffner and Whiteside—23.

NAYS—Messrs. Bellamy, Graham, Jones of Mecklenburg, Love, Stephens, Welker and White—7.

Engrossed House bill to authorize the County Commissioners of Catawba county to sell certain lcts

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Beeman, Brogden, Burns, Blythe, Colgrove, Eppes, Forkner, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Love, Mason, Melchor, Murphy, Robbins, Scott, Shoffner, Stephens, White and Whiteside—26.

NAYS—Messrs. Bellamy, Cook and Galloway—3.

On motion of Mr. Robbins, it was ordered that when the Senate adjourns, it adjourn to meet to-morrow at 9½, A. M.

On motion of Mr. Robbins, the Senate adjourned.

THURSDAY, MARCH 24th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Wednesday was read and approved.

Mr. Sweet moved a reconsideration of the vote by which Engrossed House bill in relation to the public printing Passed third reading.

Pending the discussion on the motion, the hour of the special order having arrived, the same, on motion of Martindale, was postponed by the following vote :

YEAS—Messrs. Bellamy, Brogden, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman,

Hawkins, Jones of Wake, Lassiter, Martindale, Richardson, Shoffner, Sweet and White—20.

NAYS—Messrs. Barnes, Beall, Burns, Graham, Lindsay, Long, Love, Mason, Melchor, Murphy, Robbins, Welker and Whiteside—13.

On motion of Galloway, the previous question was ordered.

The motion to reconsider prevailed by the following vote :

YEAS—Messrs. Bellamy, Brogden, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Martindale, Richardson, Shoffner, Sweet and White—20.

NAYS—Messrs. Barnes, Beall, Burns, Graham, Lindsay, Long, Love, Mason, Melchor, Murphy, Welker and Whiteside—12.

Mr. Sweet moved a reconsideration of the vote by which the Senate adopted the amendments offered by the Committee on Printing.

The motion to reconsider prevailed by the following vote :

YEAS—Messrs. Bellamy, Brogden, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Martindale, Shoffner, Sweet and White—20.

NAYS—Messrs. Barnes, Beall, Burns, Graham, Lindsay, Long, Love, Mason, Murphy, Robbins, Welker and Whiteside—12.

On motion of Mr. Sweet the words "the reports of the decision of the Supreme Court" were inserted in line 5, section 2, of the bill, by the following vote :

YEAS—Messrs. Bellamy, Brogden, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Legg, Martindale, Richardson, Shoffner, Sweet and White—20.

NAYS—Messrs. Barnes, Beall, Burns, Graham, Lindsay, Long, Love, Mason, Melchor, Murphy, Robbins, Scott, Welker and Whiteside—14.

On motion of Mr. Sweet, in line 13, section 2, "sixty-two and one-half" was stricken out and "seventy-five" inserted.

The following is the vote :

YEAS—Messrs. Bellamy, Brogden, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Harrington, Hyman, Hawkins, Jones of Wake, Legg, Martindale, Richardson, Shoffner, Sweet and White—19.

NAYS—Messrs. Barnes, Beall, Burns, Lindsay, Long, Love, Mason, Melchor, Murphy, Robbins, Welker and Whiteside—12.

On motion of Mr. Sweet, "sixty-two and one-half" was stricken from line 9, section 2, and "seventy-five" inserted.

The following is the vote :

YEAS—Messrs. Bellamy, Brogden, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Legg, Martindale, Shoffner, Sweet and White—19.

NAYS—Messrs. Barnes, Beall, Burns, Graham, Lindsay, Long, Love, Mason, Melchor, Murphy, Robbins, Welker and Whiteside—13.

Mr. Sweet moved further to amend the bill by striking out in lines 2, 3 and 4 of section 3 "at 50 cents per volume for laws, documents, journals and codes, \$15.00 per hundred for all volumes bound in paper, and for pamphlets, &c., in proportion," and insert "at such prices as may be allowed by the Governor and heads of departments."

Mr. Graham moved to add "not to exceed \$1,000 per volume."

Not agreed to by the following vote :

YEAS—Messrs. Barnes, Burns, Graham, Love, Mason, Murphy, Scott and Whiteside—8.

NAYS—Messrs. Bellamy, Brogden, Blythe, Colgrove, Cook, Davis, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Long, Martindale, Melchor, Richardson, Shoffner, Stephens, Sweet and White—23.

The amendment offered by Mr. Sweet was adopted by the following vote :

YEAS—Messrs. Bellamy, Brogden, Blythe, Colgrove, Cook, Davis, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Martindale, Shoffner, Sweet and White—17.

NAYS—Messrs. Barnes, Beall, Burns, Graham, Lindsay, Long, Love, Mason, Melchor, Robbins, Scott, Welker and Whiteside—13.

As amended, the bill passed third reading by the following vote :

YEAS—Messrs. Bellamy, Brogden, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Legg, Martindale, Richardson, Shoffner, Stephens, Sweet and White—21.

NAYS—Messrs. Barnes, Beall, Burns, Graham, Lindsay, Long, Love, Mason, Melchor, Murphy, Robbins, Scott, Welker and Whiteside—14.

On motion of Mr. Robbins, the rules were suspended to allow a committee to make a report and place the bill reported on its passage.

The following is the vote on the suspension of the rules :

YEAS—Messrs. Beasley, Brogden, Burns, Blythe, Colgrove, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Long, Love, Mason, Martindale, Richardson, Robbins, Shoffner, Stephens, Sweet, Welker and White—26.

NAYS—Messrs. Barnes, Beall, Graham, Melchor and Scott—5.

When Mr. Lassiter, for the Judiciary Committee, reported favorably

Engrossed House bill for the relief of landholders and laborers.

The bill was read second time.

Mr. Graham raised the point of order that the same bill had been indefinitely postponed in the Senate the present session, and therefore could not be acted upon again during this session.

The Chair (the Senator from Craven) decided the point of order not well taken.

Mr. Graham appealed from the decision of the Chair,

When the decision of the Chair was sustained as the decision of the Senate by the following vote :

YEAS—Messrs. Beasley, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Long, Love, Mason, Martindale, Richardson, Robbins, Scott, Shoffner, Stephens, Welker, White and Whiteside—23.

NAYS—Messrs. Barnes, Beall, Graham and Melchor.—4.

On motion of Mr. Robbins, the previous question was ordered.

Mr. Graham moved to reconsider the vote by which the previous question was sustained.

The Chair (the Senator from Craven) ruled the motion out of order.

Mr. Graham appealed from the decision of the Chair.

The decision of the Chair was sustained as the decision of the Senate by the following vote :

YEAS—Messrs. Beasley, Brogden, Burns, Blythe, Colgrove, Davis, Eppes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Long, Love, Mason, Martindale, Richardson, Robbins and Stephens—19.

NAYS—Messrs. Barnes, Beall, Cook, Graham, Hayes, Lindsay, Melchor, Scott, Shoffner, Welker, White and Whiteside—12.

The bill passed second reading and was read the third time.

Mr. Robbins offered the following amendment, viz : After the words "*fi. fa.*," insert " and *venditioni exponas* and *eligit.*"

On motion of Mr. Robbins, the previous question was ordered on the passage of the bill its third reading.

The amendment offered by Mr. Robbins was adopted,

When the bill failed to pass third and final reading for the want of a quorum voting.

The Chair ordered a call of the house and thirty-one Senators answered to their names.

The bill was read again and failed for the want of a quorum voting.

The vote stood as follows :

YEAS—Messrs. Beasley, Brogden, Burns, Blythe, Davis, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Love, Mason, Martindale, Richardson, Robbins and Scott—15.

NAYS—Messrs. Bellamy, Forkner, Murphy, Welker and Whiteside—5.

Mr. Robbins moved a call of the House.

Mr. Galloway moved to adjourn.

The motion did not prevail.

A call of the House was ordered when thirty-four Senators answered to their names.

On motion of Mr. Graham, further proceedings under the call was stopped.

Mr. Graham raised the point that the bill was no longer before the House, as every parliamentary means had been resorted to and had failed to pass the bill, not a sufficient number of votes having been given, and that it was the duty of the Chair to decide the bill as lost in accordance with the rules of the Senate.

The Chair (the Senator from Craven) decided the point of order not well taken.

Mr. Graham appealed from the decision of the Chair.

On the question of the appeal the vote stood as follows :

YEAS—Messrs. Beasley, Bellamy, Brogden, Burns, Blythe, Colgrove, Davis, Forkner, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Mason, Martindale, Richardson, Robbins and Shoffner—18.

NAYS—Messrs. Barnes, Beall, Cook, Eppes, Galloway, Graham, Hayes, Jones of Mecklenburg, Legg, Lindsay, Long, Melehor, Murphy, Scott, Stephens, Welker, White and Whiteside—18.

The Chair announced the vote, and voting in the affirmative decided the decision of the Chair sustained.

Mr. Graham raised the point that the Chair had no right to vote, as it was an appeal from his own decision.

The Chair (the Senator from Craven) ruled that the point was not well taken,

When the Senator from Craven called the President of the Senate to the chair, and resumed his place on the floor of the Senate and asked permission to record his vote in the affirmative.

The President decided that as the result had been announced, the Senator had no right to vote.

Mr. Graham desired to know the decision of the Chair as to the disposition of the bill.

The President stated that he would reserve his decision until he could consult authority.

Mr. Love presented the following protest, with a request that it be entered on the Journal :

We, the undersigned, solemnly protest against the passage of a bill, by a majority of the Senate, to-day, entitled "An act in relation to the Public Printing," for the following reasons :

1st. Because the majority of the Senators agree to pay twenty per cent. more per thousand ems, and the same increase per token for press work, more than responsible, practical printers are proposing to do the same for.

2d. Instead of fixing the binding at 50 cents per copy or volume, and at 15 cents per copy for pamphlet work, at which prices responsible parties propose to do this work, they leave it to the Governor and heads of departments to fix the pay for such work, without any limitation as to price.

3d. Bills for public printing are only to be approved by some practical printer, and then audited for payment.

For these and other reasons we enter this our solemn protest as aforesaid.

Respectfully submitted,

W. L. LOVE,
J. M. LINDSAY,
G. WM. WELKER,
R. L. BEALL,
JOSHUA BARNES,
L. A. MASON.

The President ratified the following bills and resolutions, viz :

A bill to incorporate the Shelby and South Carolina Rail Road Company ;

A bill to repeal a portion of the first section of the amendment to the charter of the Little River Turnpike Company, ratified December 15th, 1865, and further to amend the same ;

A bill to authorize the Sheriff of Pitt county to collect arrears of taxes ;

A bill to amend chapter 270, public laws of 1868-'69, entitled an act concerning the powers and duties of State officers ;

A bill to require the return by Justices of the Peace of all criminal actions disposed of by them to the Clerk of the Superior Court ;

A bill to empower the County Commissioners of Caldwell county to levy a special tax ;

A bill to authorize G. N. Lewis, Sheriff of Nash county, to collect arrears of taxes ;

A bill to authorize the Commissioners of Northampton county to levy a special tax ;

A bill to incorporate Foy's Mathematical and Classical High School, near Stantonsburg ;

A bill to authorize the County Commissioners of Craven county to issue bonds for the purpose of paying the present indebtedness of said county ;

A bill for the relief of the Sheriff of Stokes county ;

A bill to allow Charles Hunter, guardian, to convey real estate ;

A bill to amend section 1, chapter 280, of the general laws, passed 1868-'69.

A bill to amend the charter of the town of Greenville ;

A bill to authorize the County Commissioners of Union county to levy a special tax ;

A bill for the relief of C. L. Allred, tax collector of Moore county ;

A bill to provide for the completion of the Western Division of the Western North Carolina Rail Road ;

A bill concerning townships in the county of Pitt ;

A resolution in favor of J. C. Cline, Sheriff of Catawba county ;

A resolution concerning disabled soldiers ;

A resolution in relation to witnesses before investigating committees ;

A bill in relation to the public printing ; and

A resolution for the relief of the Sheriff of Warren county.

The above bills and resolutions were transmitted by the Secretary of the Senate to the Secretary of State.

Engrossed House bill to raise revenue was taken up and was being read third time,

When the reading was suspended for the purpose of announcing messages from the House of Representatives.

The House of Representatives concurred in the passage of the following bills and resolution and notified the Senate of the same by message :

Senate bill to extend the corporate limits of the town of Smithville ;

Senate bill to authorize John A. Taylor to construct a bridge ;

Senate bill for the relief of the Sheriff of Halifax county ;

Senate bill to authorize the County Commissioners of Wilkes county to levy a special tax ;

Senate bill to authorize the levying of a special tax for the county of Anson;

Senate bill to amend chapter 29, laws of 1860-'61;

Senate bill to amend an act in relation to the special tax moneys now in the Treasury;

Senate resolution in favor of C. T. Murphy.

The House of Representatives transmitted Senate bill to authorize J. T. Patterson, Sheriff of Burke county, to collect arrears of taxes, amended as follows: By striking out "1866" and by inserting as follows: "and John Patterson, Sheriff of Clay county."

The Senate refused to concur in the amendment, and asked for a committee of conference.

The President appointed Messrs. Beall and Bellamy as the Senate branch of the committee.

The House of Representatives transmitted Senate bill to allow the Commissioners of Halifax county to levy a special tax, amended by adding the following provision, viz:

"Provided, That the same shall be submitted to the qualified voters of said county at the ensuing regular election, August, 1870."

The Senate concurred in the amendment and notified the House of Representatives of the same.

The House of Representatives transmitted the following bills and resolutions which were read first time and disposed of as stated:

Engrossed House bill to amend section 34, chapter 85, of the Revised Code.

Referred to the Judiciary Committee;

Engrossed House bill to authorize the Sheriff of Guilford county to collect arrears of taxes.

Referred to the Committee on Propositions and Grievances.

Engrossed House bill to authorize the County Commissioners of Craven county to levy a special tax.

Placed on the calendar;

Engrossed House bill to amend an act to authorize the erection of a bridge across John's river, in Burke county ;

Engrossed House resolution to provide homes for the homeless.

Adopted ;

Engrossed House resolution instructing the Senators and Representatives in Congress from North Carolina ;

Engrossed House resolution in favor of J. E. Eldridge.

Referred to the Committee on Propositions and Grievances ;

Engrossed House resolution in aid of the Institution for the Deaf and Dumb and the Blind.

Placed on the calendar.

The hour of 2 having arrived the

President declared the Senate adjourned.

EVENING SESSION.

The Senate met at 7½ o'clock,

The President in the Chair.

Engrossed House bill to incorporate the Warren Savings Bank of the town of Warrenton

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Long, Mason, Martindale, Melchor, Murphy, Scott, Sweet, Welker, White and Whiteside—28.

NAYS—Messrs. Hayes and Love—2.

Engrossed House bill concerning Constables in New Hanover county

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Burns, Blythe, Colgrove, Cook, Davis, Eppes,

Forkner, Galloway, Hayes, Harrington, Hyman, Jones of Mecklenburg, Jones of Wake, Legg, Long, Mason and Whiteside—17.

NAYS—Messrs. Barnes, Beall, Beasley, Graham, Lassiter, Lindsay, Love, Melchor, Murphy, Richardson, Robbins and White—12.

Engrossed House bill to raise revenue was read third time.

On motion of Mr. Sweet, section 32 was amended by striking out from the word "the," in line 28, to the word "business," in line 33 inclusive, and insert as follows, viz :

"The general agent shall also on the first days of April, July, October and January, make returns to the Sheriff of each county of the amount of gross receipts for premiums received from such county for such quarter.

"It shall further be required of the general agent, or his local agent, to pay to the Sheriff of each county the county tax assessed upon the gross receipts of premiums collected in such county, at the time and in the manner as required by the State, and no municipal corporation shall be allowed to add any additional tax."

On motion of Mr. Jones, of Wake, the further consideration of the bill was suspended to announce messages from the House of Representatives.

The following is the vote :

YEAS—Messrs. Barnes, Beall, Beasley, Colgrove, Davis, Eppes, Hayes, Jones of Mecklenburg, Jones of Wake, Lassiter, Martindale, Melchor, Murphy, Robbins, Scott, Shoffner and Sweet—17.

NAYS—Messrs. Bellamy, Cook, Forkner, Graham, Harrington, Hyman, Hawkins, Long, Love, Mason, Richardson, Welker, White and Whiteside—14.

The House of Representatives transmitted

Engrossed House resolution providing for the election of a State Printer.

Adopted ; and

Engrossed House bill authorizing the sale of certain lands.
Read first time and referred to the Committee on Education.
The hour of 9½ o'clock having arrived, the President declared
the Senate adjourned.

FRIDAY, MARCH 25th, 1870.

The Senate met pursuant to adjournment,
The President in the Chair.
The Journal of Thursday was read and approved.
Mr. Welker, for the Committee on Education, reported
favorably

Engrossed House bill authorizing the sale of certain lands.
On motion of Mr. Cook, the bill was made a special order
for 8 o'clock this P. M.

Mr. Hayes, for the Committee on Townships, reported
favorably

Engrossed House bill to lay off and establish a new county
by the name of Swain; and, with amendments,

Engrossed House bill to lay off and establish a new county
by the name of Pamlico.

Mr. Hayes, moved that the bills be made a special order for
9 o'clock this P. M.

The motion did not prevail.

The House of Representatives concurred in the following
bills, and notified the Senate of the same by message:

Senate bill to charter the city of Greensboro'; and

Senate bill to charter the Shingleman's Bank of Plymouth.

The House of Representatives transmitted

Engrossed House resolution in favor of Nichols & Gorman.

On motion of Mr. Welker, the rules were suspended for the
passage of the resolution.

The rules were suspended by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Burns, Blythe, Colgrove, Davis, Eppes, Forkner, Graham, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Lindsay, Long, Mason, Martindale, Melchor, Murphy, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet, Welker and White—31.

NAYS—Messrs. Cook and Hayes—2.

Mr. Cook offered to amend the resolution by adding :

“*Provided*, That the same price shall be allowed as was recommended by Senate Committee on Printing to bill in relation to public printing.”

The amendment was rejected by the following vote :

YEAS—None.

NAYS—Messrs. Barnes, Beasley, Burns, Colgrove, Cook, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Mason, Martindale, Melchor, Murphy, Richardson, Scott, Shoffner, Stephens, Sweet, Welker and White—29.

The resolution passed third reading by the following vote :

YEAS—Messrs. Barnes, Beasley, Bellamy, Burns, Cook, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Long, Mason, Martindale, Melchor, Murphy, Richardson, Scott, Shoffner, Stephens, Sweet, Welker and White—29.

NAYS—None.

The House of Representatives concurred in the passage of the following bills, and notified the Senate of the same by message.

Senate bill to authorize the town constable of Wilson to collect arrears of taxes ;

Senate bill to incorporate the town of Joyners in the county of Wilson ;

Senate bill to incorporate the Tarboro' street Rail Road Company ;

Senate resolution in favor of T. W. Taylor.

The House of Representatives transmitted the following bills

and resolutions which were read first time and disposed of as stated.

Engrossed House bill to amend the charter of the town of Edenton.

Placed on the calender ;

Engrossed House bill to amend an act to extend the limits of the city of Wilmington, and for other purposes, ratified March 14th, 1870.

Placed on the calendar ;

Engrossed House bill to incorporate Clay Lodge, No. 301, F. A. M.

Placed on the calendar ;

Engrossed House bill to amend chapter 120, private laws of 1868-'69.

Placed on the calendar ;

Engrossed House bill in relation to the election of Township Trustees in the counties of Chowan, Polk, Washington and Gates.

Placed on the calendar ;

Engrossed House bill amendatory of an act relative to the Western Turnpike Road, ratified March 17th, 1869.

Placed on the calendar ;

Engrossed House resolution in favor of W. H. and R. S. Tucker & Co.

Adopted ;

Engrossed House resolution in favor of James D. Todd, of the county of Johnston.

Referred to the Committee on Claims ;

Engrossed House bill to equalize the expense of keeping up bridges in the several counties.

Placed on the calendar ;

Engrossed House bill to amend an act to repeal certain acts passed at the session of 1868-'69, making appropriations to rail road companies, ratified March 8th, 1870.

Placed on the calendar ;

Engrossed House bill for the protection of mechanics and other laborers', materials, &c.

Placed on the calendar ;

Engrossed House bill to restore the records of the several courts in the State destroyed by fire or otherwise during the late war.

Referred to the Judiciary Committee ;

Engrossed House bill to levy a special tax in the county of Franklin.

Placed on the calendar ;

Engrossed House bill in relation to punishment of assaults and assaults and batteries where no deadly weapons are used or where no serious injury was inflicted.

Referred to the Judiciary Committee ;

Engrossed House bill to amend an act relative to the Western Turnpike Road leading from Asheville to Murphy.

Referred to the Committee on Internal Improvements ;

Engrossed House bill for the relief of executors and administrators.

Referred to the Judiciary Committee ;

Engrossed House bill to allow the tax collector of the town of Fayetteville to collect arrears of taxes.

Placed on the calendar ;

Engrossed House bill in favor of the Sheriff of Onslow county.

Referred to the Committee on Propositions and Grievances.

The House of Representatives tabled the following bills and notified the Senate of the same by message, viz :

Senate bill to authorize the Commissioners of Gaston county to levy a special tax ;

Senate bill to repeal the law concerning fences in certain townships ; also,

Senate bill to aid in the construction of the Valley Rail Road.

The House of Representatives concurred in Senate amendments to engrossed House bill to provide for the collection of taxes by the State and by the several counties of the State on

property, polls and income, and notified the Senate of the same by message.

The House of Representatives concurred in Senate Proposition to raise a Committee of Conference on House amendments to Senate bill for the relief of the sheriff of Burke county, and announced Messrs. Malone, Davidson and Vest, as the House branch of that committee.

The House of Representatives transmitted a substitute for Senate resolution in favor of M. A. Bledsoe.

Read first time and referred to the Committee on Claims; also,

Engrossed House bill to amend chapter 277, public laws of 1868-'69.

Read first time and placed on the calendar.

The hour of the joint order to go into the election of a public printer having arrived, a message was transmitted to the House of Representatives notifying that body of the Senate's readiness to execute the same, and announcing Messrs. Cook and Jones, of Mecklenburg, as the Senate branch of the Committee to conduct the election.

Mr. Davis nominated Mr. Jo. W. Holden.

Mr. Beall nominated Mr. John Nichols.

The vote was taken,

Total number of votes cast was thirty-five,

Of which Mr. Jo. W. Holden received as follows :

Messrs. Beasley, Bellamy, Brogden, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Martindale, Richardson, Shoffner, Stephens, Sweet and White—23.

The following votes were cast for Mr. John Nichols :

Messrs. Barnes, Beall, Graham, Jones of Mecklenburg, Lindsay, Mason, Melchor, Murphy, Robbins, Scott and Welker—11.

Mr. Long voted for Mr. Wm. A. Smith.

Mr. Cook, for the Committee appointed to superintend the election of a State Printer, reported as follows :

Whole number of votes cast was 108, of which Jo. W. Holden received 73; John Nichols received 34, and Wm. A. Smith received 1.

Mr. Jo. W. Holden having received a majority of the whole number of votes cast, was declared duly elected State Printer.

Mr. Lindsay, for the Committee on Claims, reported favorably

Engrossed House resolution in favor of M. A. Bledsoe.

Engrossed House resolution in favor of M. A. Bledsoe was taken up.

The Senate decided by the following vote that the resolution could pass three readings on the same day:

YEAS—Messrs. Barnes, Beall, Beasley, Forkner, Galloway, Graham, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Mason, Murphy, Richardson, Robbins, Scott, Shoffner, Sweet, Welker, White and Whiteside—21.

NAYS—Messrs. Bellamy, Brogden, Burns, Colgrove, Cook, Davis, Eppes, Hayes, Harrington, Hyman, Legg, Long, Martindale and Stephens—14.

Mr. Graham moved a suspension of the rules to put the bill on its passage.

The motion did not prevail by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Davis, Forkner, Galloway, Graham, Hayes, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Lindsay, Mason, Murphy, Richardson, Robbins, Scott, Sweet, White and Whiteside—22.

NAYS—Messrs. Bellamy, Burns, Colgrove, Cook, Eppes, Harrington, Hyman, Legg, Long, Martindale and Welker—11.

Mr. Jones, of Mecklenburg, reported, with amendments,

Engrossed House bill to amend the law of divorce and alimony, chapter 39, Revised Code.

Mr. Cook moved a suspension of the rules to take up and consider on third reading

Engrossed House bill to raise Revenue.

The motion prevailed by the following vote:

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns,

Cook, Eppes, Forkner, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Lindsay, Long, Mason, Martindale, Murphy, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet, Welker, White and Whiteside—28.

NAYS—Messrs. Graham and Jones of Wake—2.

The bill was taken up.

On motion of Mr. Cook, section 3 of the bill was amended by striking out "one-tenth."

Mr. White moved to insert "one-fifth" in the blank.

The motion did not prevail by the following vote:

YEAS—Messrs. Beasley, Bellamy, Burns, Colgrove, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Stephens, Welker and White—13.

NAYS—Messrs. Barnes, Beall, Cock, Graham, Hawkins, Jones of Mecklenburg, Lassiter, Legg, Lindsay, Long, Mason, Murphy, Richardson, Scott, Shoffner, Sweet and Whiteside—17.

On motion of Mr. Cook, the blank was filled with "one twelfth" by the following vote:

YEAS—Messrs. Beall, Beasley, Cook, Davis, Forkner, Hayes, Hyman, Hawkins, Lassiter, Legg, Lindsay, Long, Mason, Melchor, Murphy, Scott, Sweet, Welker and White—19.

NAYS—Messrs. Barnes, Bellamy, Burns, Eppes, Graham, Harrington, Jones of Mecklenburg, Richardson, Shoffner, Stephens and Whiteside—11.

On motion of Mr. Welker, the amendments made by the Senate to section 3, on second reading, were transposed to class one, to be known as section 2.

Mr. Graham moved to insert as follows in section 32, line 5: "Unless the Company shall invest all its surplus earnings from such business in this state, when the tax shall be one-fourth of one per cent."

Mr. Hayes offered the following substitute for the amendment offered by Mr. Graham:

"Provided, That the tax levied in this section on Insurance

Companies, shall not apply to such companies as shall exhibit to the Governor, Auditor and Public Treasurer, a sworn statement of investments in real property situated in this State, or loans to the citizens of this State, secured by mortgage on property in this State, of an amount equal to two-thirds of the gross receipts derived from premiums charged for insurance obtained in this State; any Insurance Company making the above statement, and upon satisfactory proof to the Treasurer, shall only pay an annual tax of one-fourth of one per cent. upon the gross receipts derived from premiums charged for insurance obtained in this State."

The substitute was adopted by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Graham, Hayes, Hyman, Hawkins, Jones of Wake, Lassiter, Lindsay, Mason, Martindale, Melchor, Murphy, Richardson, Scott, White and Whiteside—25.

NAYS—Messrs. Harrington and Welker—2.

On motion of Mr. Cook, the bill was further amended as follows, viz :

"Section 3, class 1, section 1, strike out in line 5, the words "this session of the;" in line 6, strike out "State or;" in line 12, strike out "State special taxes and;" in line 13, strike out "special taxes for county purposes" and insert the word "taxes."

On motion of Mr. Cook, the word "five," in line 2, class 1, section 1, was stricken out by the following vote :

YEAS—Messrs. Barnes, Beasley, Burns, Blythe, Cook, Eppes, Forkner, Hayes, Hawkins, Jones of Wake, Legg, Lindsay, Mason, Martindale, Melchor, Richardson, Robbins, Scott, Shoffner, Stephens and Whiteside—21.

NAYS—Messrs. Bellamy, Davis, Galloway, Graham, Harrington, Hyman, Jones of Mecklenburg, Sweet, Welker and White—10.

On motion of Mr. Cook, section 1, class 1, section 3, was

amended by striking out "five" and inserting "four," in lines 4 and 9, by the following vote :

YEAS—Messrs. Barnes, Beasley, Blythe, Colgrove, Cook, Forkner, Hayes, Hawkins, Jones of Wake, Legg, Lindsay, Martindale, Melchor, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet, Welker and White—21.

NAYS—Messrs. Bellamy, Burns, Davis, Eppes, Galloway, Graham, Harrington, Jones of Mecklenburg and Mason—9.

On motion of Mr. Stephens, the words "marriage license" were stricken from section 4, line 1, schedule C, by the following vote :

YEAS—Messrs. Barnes, Blythe, Colgrove, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Legg, Lindsay, Long, Melchor, Richardson, Robbins, Scott, Stephens, Sweet, Welker and White—21.

NAYS—Messrs. Beall, Beasley, Burns, Cook, Davis, Jones of Mecklenburg, Jones of Wake, Lassiter, Mason, Martindale, Shoffner and Whiteside—12.

On motion of Mr. Davis, the bill was further amended by inserting after the word "Banks," in line 2, section 28, the words "and such Banks shall, in April and October of each year, certify on oath the amount of dividends or profits which have been earned, and shall pay on such dividends five per cent."

On motion of Mr. Forkner, the previous question was ordered on the passage of the bill.

As amended, the bill passed third reading, by the following vote :

YEAS—Messrs. Beall, Beasley, Colgrove, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Lindsay, Long, Mason, Martindale, Melchor, Murphy, Scott, Stephens, Sweet, Welker and White—24.

NAYS—Messrs. Barnes, Bellamy, Burns, Blythe, Cook, Jones of Wake, Legg, Richardson, Robbins, Shoffner and Whiteside—11.

Engrossed House bill to incorporate the Onslow branch of the Wilmington and Weldon Rail Road Company

Passed second reading, as amended, by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Colgrove, Davis, Eppes, Forkner, Graham, Hayes, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Mason, Melchor, Murphy, Richardson, Robbins, Scott, Shoffner, Sweet, Welker and Whiteside—25.

NAYS—Messrs. Long and White—2.

Engrossed House bill to authorize the Sheriff of Guilford county to collect arrears of taxes

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Lindsay, Long, Mason, Melchor, Murphy, Richardson, Scott, Shoffner, Sweet, Welker, White and Whiteside—30.

NAYS—None.

Engrossed House bill to incorporate the Shoals Manufacturing Company

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Galloway, Graham, Hayes, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Lindsay, Long, Mason, Melchor, Richardson, Robbins, Sweet, Welker, White and Whiteside—29.

NAYS—None.

Mr. Whiteside moved to reconsider the vote by which the Senate adopted, on third reading,

Engrossed House bill to raise Revenue.

Mr. Graham moved to lay that motion on the table.

The motion to table did not prevail by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Colgrove, Galloway, Graham, Mason and Melchor—11.

NAYS—Messrs. Blythe, Cook, Davis, Eppes, Forkner, Hayes, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Long, Martindale, Richardson, Scott, Shoffner, Sweet, Welker, White and Whiteside—20.

The motion to reconsider prevailed.

On motion of Mr. Cook, section 2 of the bill was amended by striking out “seventy-five” in line 5, and inserting “one dollar and ten.”

As amended, the bill passed third and final reading by the following vote :

YEAS—Messrs. Beasley, Burns, Cook, Eppes, Forkner, Hayes, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Legg, Long, Mason, Martindale, Murphy, Sweet, Welker and White—18.

NAYS—Messrs. Barnes, Beall, Bellamy, Brogden, Blythe, Colgrove, Davis, Galloway, Graham, Melchor, Richardson, Robbins, Scott, Shoffner, Stephens and Whiteside—16.

The President ratified the following bills :

A bill to incorporate Rockford Lodge, in Surry county ;

A bill to divide Hyde county into Wreck Districts ;

A bill to extend the time for perfecting entries in the county of Jackson ;

A bill to prohibit the sale of intoxicating liquors within three miles of Ashpole Presbyterian Church in the county of Robeson ;

A bill to authorize the County Commissioners of Sampson county to levy a special tax ;

A bill to extend the corporate limits of the town of Elizabeth City, in the county of Pasquotank ;

A bill to authorize the County Commissioners of Washington county to levy a special tax ;

A bill to authorize the County Commissioners of Catawba county to sell certain lots ;

A bill to fix the compensation of the County Treasurers of Rutherford, Wilson and Perquimans counties ;

A bill for the better regulation of the fair held near Laurel Hill, Richmond county, N. C., and known as the Scotch Fair ;

A bill to confirm the election of municipal officers in the town of Mocksville ;

A bill to empower the County Commissioners of Onslow county to levy a special tax ;

A bill to prohibit the sale of spirituous liquors within three miles of what is known as the Lindsay or Guilford Mine, in Guilford county ;

A bill to incorporate the N. C. Sanitarian Company ;

A bill to incorporate the Excelsior Planting Company ;

A bill to authorize and empower the late Chairman of the County Court of Caldwell County to execute deeds to certain lots in the town of Lenoir in said county ;

A bill to incorporate the Wilson Collegiate Seminary for Young Ladies ;

A bill to incorporate Salem Lodge, No. 289, Ancient York Masons ;

A bill to be entitled "An act to require the Supreme Court of North Carolina to examine applicants for license to practice law in the several counties of the State ;"

A bill to be entitled "An act to incorporate the Hebrew Cemetery Company in the county of Wake ;"

A bill to incorporate the town of Magnolia in the county of Duplin ;

A bill to empower the County Commissioners of Richmond county to levy a special tax ;

A bill to exempt citizens of Buncombe, Madison and Henderson counties from paying toll at any gate on the Buncombe Turnpike Road within their own counties ;

A bill to incorporate the Masonic Temple Association in the City of Charlotte ;

A bill to prevent the sale of the reversionary interest in homestead lands ;

A bill to be entitled an act authorizing the incorporation of Homestead and Building Associations in this State ;

A bill to incorporate the Trustees of Greensboro' Female College ;

A bill to amend an act to incorporate the Cape Fear Agricultural Association, passed April, 1869 ; and

A bill to be entitled an act to authorize the County Commissioners of Bertie county to levy and collect a tax for certain purposes.

The hour of two o'clock having arrived, the President declared the Senate adjourned.

EVENING SESSION.

The Senate met at 7½ o'clock,

The President in the Chair.

Engrossed House bill to amend an act to make Neuse river a lawful fence

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Long, Melchor, Murphy, Robbins, Scott, Sweet, Welker and White—26.

NAYS—Mr. Whiteside—1.

Engrossed House bill to amend an act to extend the limits of the city of Wilmington, and for other purposes, ratified March 14th, 1870,

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Legg, Lindsay, Long, Mason, Melchor, Murphy, Robbins, Scott, Sweet, Welker and White—27.

NAYS—Mr. Whiteside—1.

Senate bill relative to Insurance Companies incorporated in the State of North Carolina

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Lindsay, Long, Murphy, Richardson, Robbins, Scott and Sweet—25.

NAYS—Messrs. Bellamy, Legg, Mason, White and Whiteside—5.

Engrossed House bill to amend the law of divorce and alimony, chapter 39, Revised Code,

Passed second and third readings, amended by striking out section 2.

The following is the vote on the third reading :

YEAS—Messrs. Beasley, Brogden, Burns, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Lindsay, Long, Mason, Murphy, Richardson, Robbins, Scott, Stephens, Welker and Whiteside—25.

NAYS—Messrs. Barnes, Beall, Harrington and White—4.

Engrossed House bill to authorize E. F. Cox, Sheriff of Lenoir county, to collect arrears of taxes

Passed third reading by the following vote :

NAYS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Legg, Lindsay, Long, Mason, Murphy, Robbins, Scott, Sweet, Welker and White—28.

NAYS—Mr. Whiteside—1.

Engrossed House bill to incorporate the Stith Copper Company

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Lindsay, Long, Mason, Martindale, Murphy, Richardson, Robbins, Scott, Stephens, Sweet, Welker, White and Whiteside—33.

NAYS—None.

Engrossed House bill to incorporate the Western Central Rail Road Company was read second time and tabled by the following vote :

YEAS—Messrs. Bellamy, Brogden, Colgrove, Cook, Davis, Eppes, Galloway, Graham, Hayes, Hawkins, Jones of Wake, Lassiter, Murphy, Richardson, Sweet and Whiteside—16.

NAYS—Messrs. Barnes, Beasley, Burns, Forkner, Harrington, Legg, Lindsay, Long, Mason, Scott and Stephens—11.

Engrossed House bill to amend section 19 of an act concerning guardian and ward

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beasley, Bellamy, Brogden, Burns, Blythe, Colgrove, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Mason, Martindale, Murphy, Robbins, Scott, Stephens, Sweet, Welker, White and Whiteside—28.

NAYS—None.

Engrossed House bill authorizing the sale of certain lands

Passed second reading by the following vote :

YEAS—Messrs. Beasley, Bellamy, Brogden, Blythe, Colgrove, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hawkins, Jones of Wake, Legg, Long, Martindale, Murphy, Scott, Shoffner, Stephens, Sweet, Welker and White—23.

NAYS—Messrs. Barnes, Burns, Cook, Hyman, Lassiter, Richardson, Robbins and Whiteside—8.

The bill passed third and final reading by the following vote:

YEAS—Messrs. Beasley, Bellamy, Brogden, Blythe, Colgrove, Cook, Davis, Forkner, Galloway, Hayes, Harrington,

Hawkins, Legg, Long, Martindale, Murphy, Scott, Shoffner, Stephens, Sweet, Welker and White—22.

NAYS—Messrs. Barnes, Burns, Eppes, Graham, Hyman, Lindsay and Robbins—7.

On motion of Mr. Sweet, the rules were suspended to consider special tax bills and resolutions in relation to Mr. Miller and the Investigating Committee by the following vote :

YEAS—Messrs. Barnes, Beasley, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Lindsay, Long, Mason, Martindale, Murphy, Richardson, Shoffner, Stephens, Sweet, Welker, White and Whiteside—30.

NAYS—None.

On motion of Mr. Sweet, the hour of adjournment was postponed until 10½ o'clock.

Engrossed House bill to authorize the County Commissioners of Craven county to levy a special tax

Passed second reading by the following vote :

YEAS—Messrs. Beall, Beasley, Brogden, Colgrove, Davis, Eppes, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Mason, Martindale, Richardson, Scott, Sweet and White—20.

NAYS—Messrs. Cook, Graham, Lindsay, Long, Murphy, Robbins, Shoffner, Welker and Whiteside—9.

Engrossed House bill to levy a special tax in the county of Franklin

Passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Blythe, Colgrove, Davis, Eppes, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Mason, Martindale, Richardson, Scott, Stephens, Sweet, Welker and White—25.

NAYS—Messrs. Bellamy, Cook, Graham, Lindsay, Long, Murphy, Robbins, Shoffner and Whiteside—9.

Engrossed House bill to authorize the Commissioners of Watauga county to levy a special tax

Passed second reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Blythe, Colgrove, Davis, Eppes, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Mason, Martindale, Richardson, Scott, Stephens, Sweet, Welker and White—25.

NAYS—Messrs. Bellamy, Cook, Graham, Lindsay, Long, Murphy, Shoffner and Whiteside—8.

Senate bill to authorize the Sheriff of Wake county to collect arrears of taxes

Passed second and third readings, amended by inserting Henry White, Sheriff of Perquimans county.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Lindsay, Long, Mason, Martindale, Murphy, Richardson, Scott, Stephens, Sweet and White—28.

NAYS—Messrs. Bellamy, Robbins, Shoffner and Whiteside—4.

Engrossed House bill for the relief of E. G. Hill, Sheriff of Johnston county, and M. Walker, Sheriff of Rutherford county,

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beasley, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Mason, Martindale, Richardson, Scott, Sweet, White and Whiteside—24.

NAYS—Messrs. Bellamy, Murphy, Robbins and Shoffner—4.

The House of Representatives notified the Senate by message of their refusal to concur in Senate amendments to

Engrossed House bill to raise Revenue.

On motion of Mr. Welker, the Senate refused to recede from its amendments, and asked for a Committee of Conference.

The President appointed Messrs. Welker and Graham as the Senate branch of the committee, and notified the House of Representatives of the same by message.

Senate resolution compensating the Investigating Committee Passed second and third readings amended, by including H. M. Miller, Clerk of the Committee.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Blythe, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Lindsay, Long, Mason, Martindale, Murphy, Richardson, Robbins, Scott, Shoffner, Sweet, Welker, White and Whiteside—30.

NAYS—Messrs. Bellamy and Cook—2.

The committee of conference, to whom was referred Senate amendments to engrossed House bill to raise revenue, reported as follows :

The conference committee recommend that the Senate recede from its amendment to section 32, line 5, and insert the following in its stead : “ Unless the company shall exhibit to the Governor, Auditor and Treasurer a sworn statement of investments in real property situate in this State, or loans secured by mortgage to citizens of the State of an amount equal to one-half of such gross receipts, when the tax shall be one-half of one per cent.”

In line 28 of same section, the committee recommend that the Senate recede from its amendment ; and in line 31 of same section of printed bill strike out the words “ business is done ” and insert “ insurance is effected.”

Schedule C, section 4 : the committee recommend that the Senate recede from its amendment and insert after the word “ license ” in line 1, “ fifty cents and on each.”

The Senate concurred in the report of the committee by the following vote :

YEAS—Messrs. Beasley, Burns, Cook, Davis, Eppes, Fork-

ner, Graham, Harrington, Hyman, Hawkins, Lassiter, Lindsay, Long, Martindale, Murphy, Stephens, Sweet, Welker, White and Whiteside—20.

NAYS—Messrs. Barnes, Bellamy, Brogden, Blythe, Galloway, Hayes, Jones of Wake, Legg, Mason, Richardson, Robbins, Scott and Shoffner—13.

A motion to reconsider the vote just taken was, on motion, laid on the table.

Engrossed House bill to authorize the Sheriff of Cherokee county to make titles to W. A. Strange, of tracts of land Nos. 125 and 129,

Passed second reading.

Engrossed House bill to levy a special tax for the county of Ashe

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Borgden, Davis, Eppes, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Lindsay, Long, Mason, Murphy, Scott, Stephens, Sweet and White—20.

NAYS—Messrs. Bellamy, Burns, Blythe, Cook, Graham, Legg, Robbins, Shoffner, Welker and Whiteside—10.

Engrossed House bill to incorporate the town of Snow Hill, in Greene county,

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Lindsay, Long, Mason, Martindale, Murphy, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet, Welker, White and Whiteside—33.

NAYS—Mr. Legg—1.

On motion of Mr. Sweet, the hour of adjournment was postponed until 12 o'clock.

Engrossed House bill for the relief of executors and administrators

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beasley, Bellamy, Brogden, Burns, Blythe, Davis, Graham, Hayes, Hawkins, Jones of Wake, Lassiter, Martindale, Murphy, Richardson, Robbins, Scott, Stephens, Sweet, Welker and Whiteside—21.

NAYS—Messrs. Colgrove, Cook, Eppes, Galloway, Hyman, Legg, Shoffner and White—8.

Engrossed House bill to restore the corporate powers of the Trustees of the Tarboro' Academy

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Lindsay, Long, Mason, Martindale, Murphy, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet, Welker, White and Whiteside—34.

NAYS—None.

Engrossed House bill to incorporate the Bank of Tarboro'

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beasley, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Eppes, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Long, Martindale, Richardson, Scott and Stephens—22.

NAYS—Messrs. Colgrove, Legg, Robbins and Welker—4.

Mr. Galloway introduced a bill to incorporate the North Carolina Beneficial Association.

Read first time and placed on the calendar.

Engrossed House bill to levy a special tax in the county of Franklin.

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beasley, Brogden, Cook, Davis, Eppes, Galloway, Graham, Hyman, Hawkins, Jones of Wake,

Lassiter, Martindale, Murphy, Scott, Shoffner, Stephens, Sweet, Welker, White and Whiteside—21.

NAYS—Messrs. Bellamy, Colgrove, Hayes, Legg, Richardson and Robbins—6.

Engrossed House bill authorizing the Sheriff of Union county and the tax collector of Moore county to collect arrears of taxes for 1868-'69,

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beasley, Brogden, Cook, Davis, Eppes, Galloway, Graham, Hyman, Hawkins, Jones of Wake, Lassiter, Martindale, Murphy, Scott, Shoffner, Stephens, Sweet, Welker, White and Whiteside—21.

NAYS—Messrs. Bellamy, Colgrove, Hayes, Legg, Richardson and Robbins—6.

Engrossed House bill to enable the tax collector of the city of Newbern to collect his taxes

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beasley, Brogden, Burns, Blythe, Davis, Eppes, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Martindale, Murphy, Scott, Stephens, Sweet, Welker and Whiteside—22.

NAYS—Messrs. Cook, Legg, Richardson, Robbins, Shoffner and White—6.

Senate bill to protect the rights of citizens traveling in public conveyances failed to pass second reading for the want of a quorum voting.

The following is the vote :

YEAS—Messrs. Brogden, Burns, Blythe, Cook, Davis, Eppes, Galloway, Hayes, Hyman, Jones of Wake, Lassiter, Martindale, Stephens, Sweet and Welker—15.

NAYS—Messrs. Barnes, Graham, Harrington, Legg, Murphy, Richardson, Scott, Shoffner and Whiteside—9.

Resolution in favor of M. A. Bledsoe

Passed second reading and failed to pass third reading for the want of a quorum voting.

The following is the vote :

YEAS—Messrs. Barnes, Beasley, Brogden, Davis, Eppes, Graham, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Long, Martindale, Murphy, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet and Whiteside—21.

NAYS—Messrs. Cook, Welker and White—3.

A call of the House was ordered and the following Senators answered to their names :

Messrs. Barnes, Beasley, Burns, Cook, Davis, Eppes, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Long, Martindale, Murphy, Richardson, Robbins, Scott, Shoffner, Sweet, Welker, White and Whiteside—26.

The vote was again taken on the passage of the bill on its third reading, when the bill failed to pass for the want of a quorum voting.

The vote stood as follows :

YEAS—Messrs. Barnes, Beasley, Davis, Eppes, Graham, Hayes, Hyman, Hawkins, Jones of Wake, Lassiter, Long, Martindale, Murphy, Richardson, Robbins, Scott, Shoffner, Sweet, White and Whiteside—20.

NAYS—Messrs. Cook, Legg and Welker—3.

On motion of Mr. Sweet, the Senate adjourned.

SATURDAY, MARCH 26th, 1870.

The Senate met pursuant to adjournment,

The President in the Chair.

The Journal of Friday was read and approved.

Mr. Robbins introduced a bill to establish a public road in

Rowan and Davie counties and to establish a ferry across Yadkin river.

The same passed three readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Long, Richardson, Robbins, Scott, Shoffner, Stephens, Welker, White and Whiteside—27.

NAYS—Messrs. Brogden and Graham—2.

Engrossed House bill to amend an act to authorize the erection of a bridge across John's river, in Burke county, ratified April 10th, 1869,

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Long, Martindale, Murphy, Richardson, Scott, Shoffner, Sweet, Welker, White and Whiteside—29.

NAYS—None.

Engrossed House bill in relation to the election of Township Trustees, in the counties of Chowan, Polk and Washington,

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Beall, Beasley, Bellamy, Burns, Blythe, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Long, Murphy, Richardson, Scott, Shoffner, Sweet, Welker and White—25.

NAYS—Messrs. Colgrove, Graham, Jones of Columbus and Whiteside—4.

Engrossed House bill to amend the charter of the town of Edenton

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Long, Martindale, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet, Welker and White—27.

NAYS—Messrs. Graham, Jones of Mecklenburg and Whiteside—3.

Engrossed House resolution in favor of J. E. Eldridge

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Long, Martindale, Richardson, Robbins, Scott, Stephens, Sweet, Welker, White and Whiteside—28.

NAYS—Mr. Murphy—1.

Engrossed House bill to appoint commissioners to lay off and establish the dividing line between the counties of Hertford and Northampton

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Long, Martindale, Murphy, Richardson, Robbins, Scott, Stephens, Sweet, Welker, White and Whiteside—30.

NAYS—Mr. Shoffner—1.

Engrossed House bill to authorize the Wilmington, Charlotte and Rutherford Rail Road Company to construct a branch road in the direction of the East Tennessee and Virginia Rail-Road

Passed second and third readings, amended by adding a provision.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Long, Mason, Martindale, Murphy, Richardson, Scott, Shoffner, Stephens, Sweet, Welker, White and Whiteside—31.

NAYS—None.

Engrossed House bill to incorporate the Onslow branch of the Wilmington and Weldon Rail Road Company

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Legg, Mason, Martindale, Murphy, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet and Welker—27.

NAYS—Messrs. Graham, Jones of Mecklenburg, Long and White—4.

On motion of Mr. Cook, the vote was reconsidered by which engrossed House resolution in favor of M. A. Bledsoe failed on second reading.

The following is the vote :

YEAS—Messrs. Barnes, Beasley, Bellamy, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Long, Mason, Martindale, Murphy, Robbins, Scott, Shoffner, Sweet, Welker, White and Whiteside—25.

NAYS—Messrs. Colgrove and Cook—2.

The resolution passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beasley, Bellamy, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Long, Mason, Martindale, Murphy, Richardson, Robbins, Scott, Shoffner, Stephens, Welker, White and Whiteside—26.

NAYS—Messrs. Blythe, Colgrove and Cook—3.

Mr. Welker, for the Committee on Investigation on a certain enrolled bill, reported.

On motion of Mr. Graham, the vote by which the Senate rejected Senate bill to protect the rights of citizens traveling in public conveyances was reconsidered.

Mr. Hyman offered a substitute for the bill.

The substitute was adopted.

As amended by the adoption of the substitute, the bill passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Brogden Burns, Blythe, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Columbus, Jones of Mecklenburg, Jones of Wake, Lassiter, Long, Martindale, Mason, Murphy, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet, White and Whiteside—31.

NAYS—None.

Senate bill to legalize certain elections in townships

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Bellamy, Brogden, Burns, Blythe, Eppes, Forkner, Galloway, Graham, Harrington, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Mason, Martindale, Murphy, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet, White and Whiteside—26.

NAYS—Messrs. Cook and Hayes—2.

Senate bill in relation to supplemental proceedings against persons indebted to Banks of this State incorporated prior to May 1st, 1861,

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beasley, Bellamy, Brogden, Burns, Blythe, Cook, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Mason, Murphy, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet and Welker—27.

NAYS—None.

On motion of Mr. Lassiter, it was ordered that Senate bills transmitted to the House of Representatives be not engrossed.

Senate bill in relation to probate of deeds of non-residents

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beasley, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Long, Mason, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet and Welker—28.

NAYS—Mr. Whiteside—1.

Senate bill in relation to executions of process in cases where Sheriffs are interested

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beasley, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Long, Mason, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet, Welker and Whiteside—28.

NAYS—None.

Senate bill to amend section 283, title XII, of the Code of Civil Procedure

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beasley, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Mason, Richardson, Robbins, Shoffner, Stephens, Sweet and Welker—26.

NAYS—Mr. Long—1.

Senate bill to amend section 95, of an act concerning the settlement of the estates of deceased persons

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns,

Blythe, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Long, Mason, Martindale, Murphy, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet and Welker—26.

NAYS—None.

Senate bill to amend chapter 3 of chapter 93 of the acts of 1868-'69, entitled an act to provide the procedure in special proceedings generally, and in applications for widows' year's support, and in dower

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Long, Mason, Martindale, Richardson, Robbins, Scott, Shoffner, Stephens, Welker and Whiteside—27.

NAYS—None.

Senate bill to amend chapter 21 of the Revised Code and to provide for the publication of lists of Commissioners of Affidavits in other States

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beasley, Bellamy, Brogden, Burns, Blythe, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Long, Mason, Martindale, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet and Whiteside—25.

NAYS—Messrs. Colgrove, Cook and Welker—3.

Senate bill to allow the county of Dare to vote in election for members of Congress in the first Congressional district

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beasley, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Long, Martindale, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet, Welker, White and Whiteside—27.

NAYS—Mr. Bellamy—1.

Engrossed House bill granting the consent of the State of North Carolina to the purchase, by the United States, of certain lands, and ceding jurisdiction over the same

Passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beasley, Bellamy, Brogden, Burns, Blythe, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Hawkins, Jones of Mecklenburg, Jones of Wake, Long, Martindale, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet, Welker, White and Whiteside—26.

NAYS—Messrs. Colgrove and Cook—2.

Engrossed House bill to restore the records of the several courts in the State, destroyed by fire or otherwise during the late war

Passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Graham, Hayes, Hawkins, Jones of Mecklenburg, Jones of Wake, Long, Martindale, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet, Welker, White and Whiteside—27.

NAYS—None.

Engrossed House bill to amend paragraph 199, chapter 4, of the Code of Civil Procedure

Passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Long, Mason, Martindale, Murphy, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet, Welker and White—33.

NAYS—None.

Engrossed House bill concerning the maintenance of convicts

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beasley, Bellamy, Blythe, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Long, Martindale, Richardson, Robbins, Scott, Stephens, Sweet and White—23.

NAYS—Messrs. Brogden, Colgrove, Harrington and Welker—4.

Engrossed House bill to amend an act in relation to landlord and tenant, ratified April 11th, 1869,

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Long, Mason, Martindale, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet and Welker—30.

NAYS—Mr. White—1.

Engrossed House bill to regulate appeals from Justices' courts in certain cases

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beasley, Bellamy, Brogden, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Long, Martindale, Murphy, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet, Welker and White—29.

NAYS—None.

Engrossed House bill to incorporate King Solomon's Lodge, No. 1, of F. A. A. Y. M. in the City of Newbern

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones

of Mecklenburg, Jones of Wake, Lassiter, Legg, Long, Mason, Martindale, Murphy, Robbins, Scott, Shoffner, Stephens, Sweet, Welker, White and Whiteside—34.

NAYS—None.

Engrossed House bill for the protection of mechanics and other laborers, materials, &c.,

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barns, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hyman, Hawkins, Jones of Wake, Legg, Long, Scott, Stephens and White—19.

NAYS—Messrs. Beall, Beasley, Graham, Hayes, Harrington, Jones of Mecklenburg, Lassiter, Murphy, Richardson, Robbins, Shoffner, Sweet, Welker and Whiteside—14.

Engrossed House bill relating to investments made by persons in a fiduciary character

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Long, Mason, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet, Welker and White—29.

NAYS—None.

Engrossed House bill to require defendants in an action for the recovery of real estate to file bond for cost.

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beasley, Brogden, Colgrove, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Long, Martindale, Richardson, Robbins, Scott, Stephens, Sweet and White—22.

NAYS—Messrs. Burns, Blythe, Shoffner and Whiteside—4.

Engrossed House bill to make uniform the modes of procedure

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beasley, Brogden, Burns, Cook, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Long, Mason, Martindale, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet, Welker and Whiteside—26.

NAYS—Mr. White—1.

Engrossed House bill to amend chapter 277, public laws of 1868-'69,

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beasley, Brogden, Burns, Cook, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Long, Mason, Martindale, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet, Welker and Whiteside—26.

NAYS—Mr. White—1.

Engrossed House bill to authorize the Judges of Probate to appoint trustees in certain cases

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Long, Mason, Martindale, Murphy, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet, Welker, White and Whiteside—33.

NAYS—Mr. Bellamy—1.

Engrossed House bill to authorize the issue of grants by the State in certain cases

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Blythe, Davis, Forkner, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg,

Long, Martindale, Richardson, Robbins, Scott, Stephens and Sweet—23.

NAYS—Messrs. Bellamy, Colgrove, Cook, Eppes, Hayes, Welker, White and Whiteside—8.

Engrossed House bill to pay the expenses of Idiots and Lunatics incurred by counties in certain cases,

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Blythe, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Long, Mason, Richardson, Robbins, Scott, Stephens, Welker and Whiteside—23.

NAYS—Messrs. Bellamy, Brogden, Burns, Cook, Martindale and Sweet—6.

Engrossed House bill to incorporate the North Carolina Fertilizing Company

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Long, Martindale, Murphy, Richardson, Robbins, Scott, Stephens, Sweet, Welker and Whiteside—28.

NAYS—None.

Engrossed House bill to incorporate Giblen Lodge, No. 2, of F. and A. A. Y. M., in Wilmington, N. C.,

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Long, Martindale, Murphy, Richardson, Robbins, Scott, Stephens, Sweet and Whiteside—27.

NAYS—Mr. Shoffner—1.

Engrossed House bill to empower the Sheriff of Orange

county to collect arrears of taxes, supplemental to a bill in relation to the arrearages of taxes,

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Long, Martindale, Richardson, Scott, Stephens, Sweet, Welker and Whiteside—27.

NAYS—Messrs. Robbins and Shoffner—2.

Senate bill to incorporate the North Carolina Beneficial Association

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Long, Martindale, Murphy, Richardson, Scott, Shoffner, Stephens and Sweet—28.

NAYS—Messrs. Robbins, Welker and Whiteside—3.

Engrossed House bill to authorize the County Commissioners of Craven County to levy a special tax

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beasley, Brogden, Burns, Colgrove, Davis, Forkner, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Long, Martindale, Richardson, Scott, Stephens and Sweet—19.

NAYS—Messrs. Bellamy, Blythe, Cook, Graham, Jones of Mecklenburg, Robbins, Shoffner, Welker and Whiteside—9.

The President ratified the following bills and resolutions :

A bill to authorize John T. Patterson, Sheriff of Burke county, and John Patterson, Sheriff of Clay county, to collect arrears of taxes ;

A bill to incorporate the Mechanics' Building and Loan Association ;

A bill to incorporate the North Carolina Masonic Temple Association ; }

A resolution to provide homes for the homeless ;

A resolution in favor of M. A. Bledsoe ;

A bill to annex a part of New Hanover county to Sampson county ;

A bill incorporating the society for the relief of the Roanoke Missionary Baptist Association and their families, widows and orphans ;

A bill to incorporate the Cape Fear Building Association ;

A bill concerning election and registration in the year 1870 ;

A bill to authorize the sheriff of Tyrrel county to collect arrears of taxes ;

A bill to amend an act to extend the corporate limits of the city of Wilmington and for other purposes ;

A bill to incorporate the Chesapeake and Gulf Transportation Company ;

A bill to amend chapters 65 and 112 of the public laws of North Carolina, ratified March 9th, 1869 ;

A bill in relation to taking or shooting mountain trout in the waters of the counties west of the Blue Ridge ;

A resolution in favor of John Horton, Sheriff of Watauga county ;

A bill to amend chapter 70, sec. 83, of the Revised Code, and section of an act to organize the militia of North Carolina, ratified August 17th, 1868 ;

A bill to prevent the felling of trees and placing other obstructions into the waters of Mill creek between Bentonsville and Neuse river, in the county of Johnston ;

A bill to incorporate the Warren Savings Bank in the town of Warrenton, N. C. ;

A bill to amend section 19, chapter 185, of the public laws, 1868-'69, entitled an act concerning townships, ratified April 10th, 1869 ;

A bill concerning constables in New Hanover county ;

A bill to amend an act to incorporate the Cape Fear and Waccamaw Canal and Lumber Company ;

A bill authorizing the sale of certain lands ;

A bill to amend chapter 29, laws of 1860-'61 ;

A bill to authorize John A. Taylor to construct a bridge ;

A bill for the relief of E. G. Hill, Sheriff of Johnston, and Martin Walker, Sheriff of Rutherford county ;

A bill to incorporate the Georgetown and Charlotte Rail Road Company ;

A bill to establish a ferry across Peedee River ;

A bill to extend the corporate limits of the town of Smithville ;

A bill to repeal an act which authorizes the Secretary of State to furnish stationery to county officers ; and

A bill to authorize and empower the County Commissioners of Burke county to levy a special tax for the purpose of paying the indebtedness of said county.

The above bills and resolutions were transmitted by the Secretary of the Senate to the Secretary of State.

Engrossed House bill to regulate the manner of applying for pardons

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Long, Martindale, Richardson, Robbins, Scott, Shoffner, Stephens, Sweet, Welker and Whiteside—29.

NAYS—Mr. Bellamy—1.

Engrossed House bill to authorize the Commissioners of Hertford county to sell part of the land belonging to the poor house

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Blythe, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes,

Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Long, Richardson, Robbins, Scott, Shoffner, Stephens, Welker and Whiteside—26.

NAYS—Messrs. Bellamy and Burns—2.

Engrossed House bill concerning the treasurer of townships
Passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beasley, Brogden, Cook, Davis, Eppes, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Long, Martindale, Richardson, Robbins, Scott, Stephens, Sweet, Welker, White and Whiteside—25.

NAYS—Mr. Burns—1.

Engrossed House bill in relation to official bonds
Passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beasley, Brogden, Blythe, Colgrove, Cook, Davis, Eppes, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Long, Richardson, Robbins, Scott, Stephens, Sweet, Welker and Whiteside—25.

NAYS—Mr. Burns—1.

Engrossed House bill to provide for taking the depositions of witnesses in actions and special proceedings in the several courts of the State

Passed second and third readings.

The following is the vote on the third reading:

YEAS—Messrs. Barnes, Beasley, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Legg, Long, Martindale, Murphy, Richardson, Robbins, Scott, Stephens, Sweet, Welker, White and Whiteside—30.

NAYS—None.

Senate bill to incorporate the Independent Telegraph Company, and for other purposes,

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Galloway, Hayes, Hawkins, Jones of Wake, Lassiter, Long, Martindale, Scott, Stephens, Sweet, Welker and Whiteside—22.

NAYS—Messrs. Graham, Harrington, Jones of Mecklenburg and White—6.

Engrossed House bill to authorize the Sheriff of Cherokee county to make title to W. A. Strange of tracts of lands, numbers 125 and 129,

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Long, Martindale, Richardson, Robbins, Scott, Stephens, Sweet and Welker—28.

NAYS—Messrs. Bellamy and Whiteside—2.

Engrossed House bill to incorporate Eureka Lodge No. 3, of F. and A. A. Y. M., in the county of Cumberland,

Passed third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Forkner, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Long, Richardson, Robbins, Scott, Stephens, Sweet, Welker, White and Whiteside—27.

NAYS—Mr. Bellamy—1.

Engrossed House bill to authorize the Commissioners of Columbus county to correct their report

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Brogden, Burns, Blythe, Cook, Davis, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of

Wake, Lassiter, Murphy, Richardson, Scott, Stephens, Sweet, Welker and Whiteside—25.

NAYS—Messrs. Colgrove and Long—2.

Engrossed House bill to authorize C. C. Vest, Sheriff of Cherokee county, to collect arrears of taxes due for 1868-'69

Passed its third reading by the following vote :

YEAS—Messrs. Barnes, Beasley, Brogden, Burns, Blythe, Cook, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Martindale, Murphy, Richardson, Robbins, Scott, Stephens, Sweet, Welker and Whiteside—26.

NAYS—Messrs. Bellamy, Colgrove and Long—3.

Engrossed House bill to authorize the Commissioners of Watauga county to levy a special tax

Passed the third reading by the following vote :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Colgrove, Davis, Eppes, Forkner, Graham, Hayes, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Mason, Martindale, Richardson, Scott and Sweet—21.

NAYS—Messrs. Bellamy, Blythe, Harrington, Long, Robbins, Stephens, Welker and Whiteside—8.

Engrossed House bill in favor of the Sheriff of Onslow county

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Blythe, Cook, Davis, Eppes, Forkner, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Lassiter, Mason, Martindale, Murphy, Richardson, Robbins, Scott, Sweet, Welker and Whiteside—27.

NAYS—Messrs. Bellamy, Colgrove and Stephens—3.

Engrossed House bill in relation to Clay County Court

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Brogden, Burns, Blythe, Colgrove, Cook, Davis, Forkner, Galloway, Graham,

Hayes, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Long, Mason, Martindale, Robbins, Scott, Stephens, Sweet and Welker—26.

NAYS—Messrs. Bellamy, Eppes, Harrington, Murphy, Richardson and Whiteside—6.

The hour of two having arrived, the President declared the Senate adjourned.

EVENING SESSION.

The Senate met at 7½ o'clock,

The President in the Chair.

Engrossed House bill to charter a bridge across the South Yadkin River passed three readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beasley, Bellamy, Burns, Blythe, Cook, Davis, Eppes, Galloway, Graham, Hayes, Harrington, Hyman, Hawkins, Jones of Wake, Lassiter, Long, Martindale, Murphy, Richardson, Robbins, Sweet, Welker and White—24.

NAYS—Messrs. Colgrove and Whiteside—2.

Engrossed House bill in regard to Firemen in the city of Wilmington passed three readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Beasley, Bellamy, Burns, Blythe, Colgrove, Cook, Davis, Eppes, Galloway, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Long, Martindale, Murphy, Richardson, Robbins, Sweet, Welker, White and Whiteside—26.

NAYS—None.

Mr. Barnes offered the following resolution :

Resolved, That the thanks of the Senate are due and are

hereby tendered to Hon. Tod R. Caldwell, President of the Senate, for the uniform courtesy, fairness and impartiality and dignity with which he has presided over its deliberations.

In presenting the resolution, Mr. Barnes said :

Mr. President and Senators: Our labors are about to terminate ; this session is about to close ; we shall soon separate from each other, and by the course of human events it is not to be supposed that we shall ever meet face to face again.

Mr. President, your labors as presiding officer of this body have been arduous, nevertheless you have discharged them faithfully and impartially.

In offering this resolution, I feel assured that it will be concurred in by every member of the Senate.

The resolution was adopted by a unanimous vote,

When Tod R. Caldwell, President of the Senate, arose and said :

SENATORS:—I am grateful to you for the complimentary resolution you have just adopted, approving the manner in which I have discharged the duties of this chair.

The position which I occupy has devolved upon me many difficult and at times very unpleasant questions to decide, and the only way of extrication was to do promptly that which my judgment dictated to be right, without reference to whether it might please or offend either of the contending parties.

I have kept steadily in view the pledge made when I assumed the responsibilities of my office, "to administer the rules adopted for our governance without partiality or favor, regardless of personal consideration and without party bias." If in a single instance this pledge has been violated, I am wholly unconscious of it, and the endorsement which you this day give me assures me that I have not been false to my promise and

that you generously forget and forgive any error I have committed.

It is always unpleasant to part with friends even when we know that the separation is but temporary, but it is doubly sad to say "good-bye" for the last time to those with whom we have been pleasantly associated for a long season. In all human probability, many of us will never meet again. Some have no desire to take upon themselves any further cares of state; others see richer and more inviting fields of labor opening up before them, while others still, before the meeting of the next General Assembly, may be summoned to their final account in the world beyond the grave. Then, Senators, in view of these probabilities let us part with each other in peace and fraternal love, remembering only the pleasures we have enjoyed while sojourning together, and let us commit to the tomb of oblivion every occurrence which was calculated to give offence or to estrange one from another.

I beg now to tender to each one of you, and to the officers and employees of the Senate, my sincere thanks for the uniform kindness and consideration extended to me personally and as the presiding officer of the Senate, and to wish you all a cordial welcome by your constituents and friends when you return to your homes, and that you may be long spared by a kind Providence for future usefulness to your State and your country.

Mr. White offered the following resolution, which was unanimously adopted:

Resolved, That the thanks of the Senate are due and are hereby tendered to the Doorkeepers and Engrossing Clerks of the Senate for prompt and faithful discharge of duty.

Engrossed House resolution in favor of J. H. Alford and J. O. Syme, was taken up and tabled.

Engrossed House resolution in favor of J. H. Alford was adopted.

Engrossed House resolution in favor of the Engrossing Clerks was adopted.

Engrossed House bill to equalize the expense of keeping up bridges in the several counties

Passed second and third readings.

The following is the vote on the third reading :

YEAS—Messrs. Barnes, Beall, Burns, Blythe, Colgrove, Davis, Eppes, Forkner, Galloway, Graham, Harrington, Hyman, Hawkins, Jones of Mecklenburg, Jones of Wake, Lassiter, Murphy, Richardson, Robbins, Scott, Stephens, Sweet, Welker, White and Whiteside—25.

NAYS—Messrs. Beasley, Bellamy and Legg—3.

The President ratified the following bills and resolutions :

A bill to provide for the drainage of wet lands ;

A bill to incorporate the Bank of Tarboro' ;

A bill concerning townships in the county of Cumberland ;

A bill to be entitled an act to authorize and empower the County Commissioners of Wayne county to collect arrears of taxes due for the year 1867 ;

A bill to authorize the Sheriff of Union county and tax collector of Moore county to collect arrears of taxes for the years 1868-'69 ;

A bill relating to home insurance companies ;

A bill to protect *bona fide* conveyances of land in certain cases ;

A bill in relation to a house on Baptist Square in the city of Raleigh ;

A bill to amend an act entitled "An act to make Neuse river a lawful fence to a certain extent in the county of Johnston," ratified April 12, 1869 ;

A bill to charter the "Shingleman's Bank of Plymouth ;"

A resolution in favor of Nichols & Gorman ;

A bill to amend section nineteen of "An concerning Guardians and Wards ;"

A resolution in favor of W. H. & R. S. Tucker & Co ;

A bill to allow the county of Dare to vote with the First Congressional District in election for members of Congress ;

A bill to incorporate the Shoals Manufacturing Company ;

A bill to authorize E. F. Cox, Sheriff of Lenoir county, to collect arrears of taxes ;

A bill for the relief of Executors and Administrators ;

A bill requiring county and township officers to report to board of public charities ;

A bill to incorporate the Tarboro' Gas Light Company ;

A bill to incorporate the town of Snow Hill, Greene county ;

A bill to authorize the County Commissioners of Camden county to levy a special tax ;

A bill to amend paragraph one hundred and ninety-nine, chapter four, of the Code of Civil Procedure ;

A bill to incorporate the Farmers and Mechanics' Loan and Building Association of Pasquotank county ;

A bill in relation to the election of Township Trustees in the counties of Chowan, Polk, Washington and Gates ;

Senate resolution in relation to sessions ;

On motion of Mr. Hayes, the Senate adjourned to eleven o'clock, Monday morning.

MONDAY, MARCH 28th, 1870.

The Senate met at 11 o'clock,

The President in the Chair.

The Journal of Saturday was read and approved.

The House of Representatives transmitted several bills and resolutions, which were laid on the table, there being no quorum present.

The President ratified the following bills and resolutions, which were transmitted to the Secretary of State :

An act to be entitled an act to amend section 199, chapter 4, of the Code of Civil Procedure, concerning attachments of property of foreign corporations, and non-residents absconding, or concealed defendants ;

An act to charter a bridge across South Yadkin River ;

An act concerning townships in the county of Wake ;

An act to be entitled an act to amend section 283 of title XII of the Code of Civil Procedure ;

An act to require a defendant in an action for the recovery of real estate to file a bond for costs ;

An act to incorporate the town of Joyner's, in Wilson County ;

An act to amend chapter 21 of the Revised Code ;

An act to be entitled an act to amend chapter 90 of the private laws of the session of 1868-'69 ;

An act to appoint commissioners to lay off and establish the dividing line between the counties of Hertford and Northampton ;

An act to incorporate the town of Black Creek, in Wilson county ;

An act to enable poor persons to appeal to the court in State cases ;

An act to restore the corporate powers of the trustees of the Tarboro' Academy ;

An act to enable the tax collector of the city of Newbern to collect his taxes ;

An act relating to investments made by persons in a fiduciary character ;

An act to amend an act entitled an act to authorize the erecting of a bridge across John's River in Burke county, ratified the 10th day of April, A. D. 1869 ;

An act to be entitled an act to legalize the municipal elec-

tion in the town of Dallas and conferring certain powers upon the commissioners therein elected ;

An act to incorporate Edgecombe Lodge, No. 298, A. Y. M.;

An act to allow the County Commissioners of Halifax county to levy a special tax ;

An act to authorize C. C. Vest, Sheriff of Cherokee county, to collect arrears of taxes due for the years 1868 '69 ;

An act to make Dan River a lawful fence to a certain extent in the county of Stokes ;

An act to incorporate the Tarboro' Street Railway Company ;

An act to incorporate Oak City Council, No. 6, Friends of Temperance, in the City of Raleigh, county of Wake ;

An act to incorporate the Raleigh Savings Bank ;

An act authorizing the Commissioners of Wake county to issue bonds ;

An act to incorporate the Wilmington Building Association ;

An act concerning the treasurers of township ;

An act to incorporate the Cagle Mining and Manufacturing Company ;

An act to authorize the Sheriffs of Wake and Perquimans counties to collect arrears of taxes ;

An act to incorporate the Independent Telegraph Company and for other purposes ;

An act to make uniform the modes of procedure arising in cases under the ordinances of the Convention, ratified the 15th day of March, A. D. 1868, and entitled " An ordinance respecting the jurisdiction of the courts of this State ;"

An act for the protection of mechanics and other laborers, material, &c. ;

An act to incorporate the town of Bakersville, in Mitchell county ;

An act to incorporate the Onslow branch of the Wilmington and Weldon Rail Road ;

An act to levy a special tax in the county of Franklin ;

An act to incorporate Widow's Son Lodge, No. 4, A. Y. M., of the city of Raleigh ;

An act to incorporate Colesville Lodge, No. 278 of Free and Accepted Masons ;

An act concerning firemen in the city of Wilmington ;

An act to levy a special tax in the county of Ashe ;

An act to levy a special tax in the county of Craven for the support of the poor ;

An act to authorize the Sheriff of Cherokee county to make titles to W. A. Strange of tracts of lands 125 and 129 ;

An act to incorporate Eureka Lodge, No. 3, of Free and Accepted A. Y. M., at Fayetteville, in the county of Cumberland ;

An act to amend an act entitled " An act in relation to landlord and tenant," ratified 10th of April, 1869 ;

An act to authorize the Commissioners of Columbus county to correct their report ;

An act in relation to Clay County Court ;

An act to be entitled an act to amend an act to establish the days and places for selling real property under execution, chapter 237. of the laws of 1868-'69 ;

An act in favor of the Sheriff of Onslow county ;

An act to be entitled " An act to authorize Mary Jane Tyser to construct a bridge over Deep river in Moore county ;

An act to authorize the sheriff of Guilford county to collect arrears of taxes ;

An act to equalize the expenses of keeping up bridges in the several counties ;

An act to authorize the Commissioners of Moore county to levy a special tax ;

An act to authorize the town constable to collect the arrears of taxes due the town of Wilson, in Wilson county ;

An act to authorize the Commissioners of Robeson county to erect a bridge over Lumber river, at or near Griffin's Bluff ;

An act to provide for the collection of taxes by the State

and several counties of the State, on property, polls and income;

Joint resolution to compensate the investigating commission composed of Messrs. Bragg, Phillips and Scott;

A resolution of instruction to the Treasurer of the State;

Resolution in favor of the Engrossing Clerks;

A resolution in favor of C. T. Murphy;

Resolution in favor of J. H. Alford;

Resolution in favor of J. E. Etheridge;

Resolution in favor of T. W. Taylor, Sheriff of Henderson;

Resolution relating to adjournment;

Resolution in respect to the memory of the late Jonathan Worth;

An act to allow the county of Dare to vote with the First Congressional District in election for members of Congress;

An act granting the consent of the State of North Carolina to the purchase by the United States of certain lands for the purpose of erecting thereon a building for the accommodation of Custom House, Post Office, United States Courts, Internal Revenue offices at Newbern, and ceding jurisdiction over the same.

An act to raise Revenue;

A resolution in favor of W. H. & R. S. Tucker & Co.;

An act entitled an act to charter the city of Greensboro';

An act to authorize the Wilmington, Charlotte and Rutherford Rail Road to construct a branch road in the direction of East Tennessee or Western Virginia Rail Road;

An act to annex a part of New Hanover county to Sampson county;

An act to appoint commissioners to lay off and establish the dividing line between the counties of Hertford and Northampton;

An act to be entitled an act in relation to the privy examination of married women;

An act to amend the charter of the town of Edenton;

An act to incorporate the N. C. Beneficial Association ;

An act to be entitled " An act to repeal certain sections, 17 18, 19, and amend others in chapter 270, laws 1868-'69 ;"

An act to amend chapter 3 of chapter 93 of the acts of 1868-'69, entitled " An act to provide the procedure in special proceedings generally and in applications for widow's year's support and in dower ;"

An act to declare the laws of evidence in certain cases ;

An act to empower the County Commissioners of Currituck county to levy a special tax ;

An act for the relief of the Sheriff of Halifax county ;

An act concerning the maintainance of convicts ;

An act to authorize the Commissioners of Hertford county to dispose of a part of the lands belonging to the poorhouse ;

An act authorizing the levying of a special tax for the county of Anson ;

An act to authorize the issuance of grants to vacant lands in certain cases ;

An act to amend the law of divorce and alimony, chapter 39, revised code ;

An act in relation to the probate of deeds of non-residents ;

An act in relation to the drawing of seins in the waters of Tar river and Tranter's creek ;

An act to incorporate the Stith Copper Company ;

An act to regulate appeals from justices' courts in certain cases ;

An act to authorize Judges of Probate to appoint trustees in certain cases ;

An act to incorporate the N. C. Fertilizing Company ;

An act to amend section 95 of an act entitled " An act concerning the settlement of the estate of deceased persons.

A message was transmitted to the House of Representatives informing that body that the Senate was ready to execute the joint order to adjourn *sine die* at 12 o'clock M.

The House informed the Senate by message that the House

was ready to execute the joint order, and would adjourn *sine die* upon return of the messenger.

The Presiden then declared the Senate adjourned *sine die*.

T. A. BYRNES,

Secretary.

LAWS AND RESOLUTIONS
OF THE
GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1868-69

CAPTIONS
OF THE
LAWS AND RESOLUTIONS
PASSED BY THE
GENERAL ASSEMBLY OF NORTH CAROLINA.
SESSION 1869-'70.

CAPTIONS

OF THE

LAWS AND RESOLUTIONS.

Resolution in relation to mileage and *per diem*.

An act in relation to townships in certain counties.

Resolution in relation to the memory of the late Jonathan Worth.

Resolution requesting the Secretary of State to report the amount paid for stationery under existing laws, since the new Constitution went into effect.

Resolution in regard to the special tax on brandy and tobacco.

Resolution requesting the Public Treasurer to report the amount of bonds issued to the various railroad companies.

An act to forbid the sale of spirituous liquors within three miles of what is known as the Clegg Copper Mines, in Chatham county.

Resolution requesting Senators and Representatives in Congress of the United States to urge passage of general amnesty.

Senate resolution in relation to the Public Treasurer.

Resolution requesting the opinion of the Chief Justice and Associate Justices of the Supreme Court.

Senate resolution in relation to the Code Commissioners.

Senate resolution in relation to bonds and coupons.

Senate resolution in regard to legislative clerks.

An act to extend the corporate limits of the town of Rutherfordton.

Resolution to provide for the Insane.

An act to incorporate the Granville Railroad Company.

An act to require bank bills to be received in payment of judgments rendered by the old banks of the State, on certain contracts.

An act to amend an act entitled an act to incorporate the town of Hickory Tavern, in the county of Catawba, ratified the 12th day of December, 1863.

An act to prevent the sale of spirituous liquors within three miles of Silver Hill, Davidson county.

Resolution concerning recess.

An act to authorize committees of investigation to enforce their authority in the procuring and examination of witnesses.

An act to change the line between the counties of Wilkes and Alleghany.

Senate resolution in regard to clerk's room.

An act to change the line between the counties of Surry and Alleghany.

An act to be entitled an act to amend section 485, title XIX, chapter 12, of the Code of Civil Procedure, on apprentices.

An act to incorporate the Valley Railroad Company.

An act in relation to mileage and *per diem*.

An act to amend section 19, chapter 184, of the public laws of 1868-'69.

An act in favor of the Sheriff of Cumberland county.

Senate resolution instructing the Committee on Finance to make certain reports.

An act to allow enterers of vacant land further time to obtain grants from the State.

An act making an appropriation for the Deaf and Dumb and Blind Asylum.

An act providing for the support of the Insane Asylum for the next year.

An act to be entitled an act to extend the corporate limits of the town of Goldsboro'.

Resolution concerning pensions of the soldiers of the war of 1812.

Senate resolution instructing the committee on agriculture

An act to authorize the Petersburg Railroad Company to run a new road from any point on their present road, not ex

eeding two miles north of its depot at Garysburg, to and into Veldon, and for other purposes.

An act to be entitled an act to repeal an act concerning fisheries in Carteret county.

Resolution in relation to repealing tax bonds.

An act to incorporate the Elizabeth City and Norfolk Railroad Company.

Senate resolution on investigation.

An act to incorporate the Mechanic's Savings, Loan and Building Association at Elizabeth City, in the county of Pasquotank.

An act to incorporate the Rock Spring Camp Ground, in the county of Rutherford.

An act to amend an act entitled an act to prevent the obstruction of fish in Little river to K. B. Whitley's mills, in Johnston county.

An act for the relief of the sureties of John Barnett, late sheriff of Person county.

An act to amend an act entitled an act to prohibit the sale of intoxicating liquors within three miles of that part of the Western North Carolina Railroad from Morganton to the Western terminus of the road at Ducktown and Paint Rock, ratified the 12th day of April, 1869.

An act to prevent disturbance at or within fifty yards of Jerusalem Church, Northampton county.

Resolution in relation to Penitentiary bonds.

Senate resolution in relation to investigation.

An act to regulate entries of vacant lands.

An act in relation to clearing out obstructions in Lumber river, passing through the county of Robeson.

An act incorporating the North Carolina Homestead Association.

An act to change the line between the counties of Surry and Alleghany.

An act to amend an act passed at the session of 1868-'69, relative to the Western Turnpike Road leading westward

from Asheville to **Murphy**, and thence by separate routes to the Georgia and Tennessee line.

An act to be entitled an act to amend an act to authorize the formation of corporations for manufacturing, mining, mechanical, chemical and other purposes.

An act to repeal chapter two hundred and forty of the public laws of 1868-'69, authorizing the commissioners of Chatham county to levy a special tax.

An act to incorporate the Franconia Manufacturing Company of the county of Duplin.

Resolution requesting an additional report from the Auditor.

An act to change the time of holding courts in the 3th Judicial District.

An act to incorporate the Southern Copper Company.

Senate resolution on investigation.

An act to authorize J. P. Matheson, late Sheriff of Alexander county, to collect arrears of taxes.

Resolution in favor of James R. Graddy, Sheriff of Harnett county.

An act concerning the probate and registration of deeds and other instruments.

An act to incorporate the town of Wilkesboro'.

An act to enlarge the powers of County Commissioners.

An act to repeal the 9th section of an act entitled an act suspending the Code of Civil Procedure in certain cases.

Resolution asking our Representatives in Congress to use their influence for the total abatement of the United States direct tax on real estate.

An act to secure the better protection of life and property.

House resolution in relation to State Printer.

An act to be entitled an act to amend the 18th section of an act entitled an act relating to special procedure in cases of mills.

An act to incorporate the Trustees of Franklin Academy, in Rowan county.

An act to be entitled an act to make landowners in certain cases to consolidate the survey of different tracts.

An act to incorporate the New York and North Carolina Mining Company.

An act to incorporate the Continental Copper Mining Company.

An act to prohibit the sale of spirituous liquors within three miles of what is known as the Davidson Copper Mine, and the Silver Valley Mine, in Davidson county.

An act to incorporate the North Carolina Spoke and Handle Manufacturing Company.

An act to incorporate the Chatham Copper Mining Company.

An act to incorporate the Southern Gold and Copper Mining Company.

Senate resolution in relation to the better protection of married women.

Senate resolution concerning bonds.

Senate resolution in relation to subscription by the citizens of Raleigh to the Penitentiary.

An act authorizing Walker Smith, late Sheriff of Rockingham county, and W. D. Justice, late Sheriff of Henderson county, to collect arrears of taxes.

An act to incorporate the Ann Holden and Murfreesboro' Co-operative Land and Building Association.

An act to lay off and establish a new county by the name of Dare.

An act to amend an act entitled an act to establish a Special Court in the City of Wilmington and Newbern.

Senate resolution on office of Secretary of State.

An act to be entitled an act to restore the credit of the State and to facilitate the construction of our unfinished railroads.

Senate resolution in regard to the number of Clerks allowed by law to the different Departments of State.

An act to incorporate the Young Men's Intelligent and Enterprising Association.

An act to repeal an act entitled an act amendatory of the acts to incorporate the Western North Carolina Railroad Company.

Senate resolution concerning the detective force.

An act to incorporate Watauga Lodge, No. 293, Ancient York Masons.

Resolution for the relief of Thomas F. Baxter, Sheriff of Currituck county.

An act to authorize George W. Wynne, former tax collector of Hertford county, to collect arrears of taxes for the year 1867.

An act to amend an act entitled an act relative to the issuing of bonds for the county of Jackson.

An act to incorporate Catawba Lodge No. 248, A. F. M., at Newton, Catawba county.

Resolution in regard to an act to provide for a system of public instruction, passed at the session of 1868-'69.

Senate resolution instructing the Finance Committee.

Senate resolution in relation to evening sessions.

An act to authorize the Sheriff of Washington county to collect arrears of taxes.

An act to be entitled an act to incorporate Junaluska Lodge No. 145, Ancient York Masons, at Franklin, N. C.

An act authorizing the Commissioners of Craven county to levy a special tax for the purpose of building bridges across the Neuse and Trent rivers.

An act to change the title of an act to incorporate the Wilmington Life Insurance Company, ratified the 26th day of February, 1869, and to amend said act of incorporation.

An act to better protect the fouling interest in the waters of Currituck county.

An act to amend section 1 of a resolution entitled a resolution authorizing the Secretary of State to furnish members with copies of laws.

An act to authorize the construction of a bridge across the French Broad river at or near Marshall.

An act in favor of the children of Lee M. McAfee and Adelaide W. McAfee.

An act to abolish the office of State Printer.

Resolution in relation to tariff on peanuts.

An act in aid of an investigation ordered by the Senate into the affairs of certain railroads by resolutions ratified on the 24th of January, A. D., 1870.

Senate resolution in relation to ice furnished the State.

An act to be entitled an act to legalize certain official acts of the late county courts.

An act to protect the interest of the State as a stockholder in the North Carolina Railroad Company.

An act to incorporate the Portis Gold Mine and Sandy Creek Water Company, in Franklin county.

An act to allow the county commissioners of Lenoir county to levy a special tax.

An act to incorporate the society for the relief of the preachers of the Virginia Conference Methodist Episcopal Church South and their families, their widows and orphans.

An act to incorporate the town of Robersonville in the county of Martin.

An act to authorize the Board of Commissioners of Warren county to levy a special tax for the purpose of paying the old debt of said county.

An act to be entitled an act authorizing the county commissioners of Orange county to issue bonds.

An act in relation to taking fish from the northeast branch of the Cape Fear river.

House resolution to prohibit granting leaves of absence.

An act to incorporate the Rescue Steam Fire Engine Company, No. 1, city of Raleigh.

Resolution on printing.

An act to authorize the county commissioners of Haywood to levy a special tax.

An act to empower the commissioners of Cumberland county to levy a special tax.

An act to extend the time of G. W. Webb, tax collector of Cleveland county, to settle with the county treasurer.

An act to protect the interest of the State as a stockholder in the North Carolina Railroad Company.

An act declaratory of the cases to which an act entitled an act concerning the settlement of the estates of deceased persons being chapter 113 of the acts of 1868-'69, is applicable.

An act to lay out and construct a road through the counties of Alleghany and Ashe.

Senate resolution in regard to stationery.

An act to amend an act entitled an act to extend the incorporated limits of the town of Lumberton in the county of Robeson.

Senate resolution of inquiry concerning the expenses of the State government.

An act to empower the board of Commissioners of the county of Stanly to levy a special tax.

An act to prevent the felling of trees in Big Hunting creek, in Iredell county.

An act to incorporate the Mechanic's Building and Loan Association of Raleigh, North Carolina.

An act to authorize the commissioners of Duplin county to levy a special tax for certain purposes.

Senate resolution requiring a catalogue of bills passed.

Senate resolution asking the Governor for information concerning the investment of the literary fund in special tax bonds.

An act to incorporate the Wilmington and Carolina Railroad Company.

An act authorizing the commissioners of Chowan county to levy a special tax.

An act to incorporate the Planter's Railroad Company.

An act to incorporate a bank in the city of Raleigh.

An act to amend the charter of the town of Tarboro'.

An act to authorize the commissioners of the county of Robeson to issue bonds.

An act to incorporate the town of Mount Olive, in Wayne county.

An act to incorporate the Reliance Bucket and Axe Company, No. 1, of the city of Newbern.

An act to authorize the commissioners of the county of McDowell to levy a special tax and for other purposes.

An act to legalize and make valid an election held in the town of Pittsboro', county of Chatham, for municipal officers of said town.

An act to incorporate Stonewall Lodge, No. 269, A. F. A. Masons, in the county of Martin.

An act to be entitled an act to incorporate the trustees of Eleazer church in the county of Mecklenburg.

An act to allow the county commissioners of the county of Jones to levy a special tax.

An act to incorporate the Reversion Manufacturing Company.

An act to provide for the levying of a special tax in the county of Perquimans.

An act to incorporate the Benevolent Sons of Edgecombe county.

Resolution in favor of Tucker & Co.

An act to amend an act incorporating the town of Mount Airy.

An act to consolidate an act incorporating the town of Lenoir, Caldwell county, and the acts amendatory thereof.

An act to allow the sheriff of Surry county to collect arrears of taxes.

An act to allow Robert Ledbetter, tax collector of Richmond county, to collect arrears of taxes.

An act to incorporate the Ore Hill Manufacturing Company.

An act to change the time of holding the terms of the sev-

eral Superior Courts of the counties composing the third judicial district.

An act to be entitled an act to repeal certain acts passed at the session of one thousand eight hundred and sixty-eight and one thousand eight hundred and sixty-nine, making appropriations to railroad companies.

An act to incorporate the North Carolina Centre Iron Company.

Resolution supplemental to a resolution on printing.

An act to extend the time of the sheriff of Rockingham county to make settlement with the Public Treasurer.

An act to authorize an election of municipal officers of Company Shops, Alamance county.

An act to authorize an election for municipal officers in the town of Chapel Hill, N. C.

An act to authorize the county commissioners of Columbus county to levy a special tax for the year one thousand eight hundred and seventy.

An act to be entitled an act to change the rules of evidence in certain cases and secure the possession of lands.

An act to incorporate the People's Manufacturing, Loan and Trust Company to be located in the county of Cumberland.

Senate resolution in regard to legal advice.

Senate resolution of inquiry of a bill to amend the charter of the Western North Carolina Railroad Company.

An act to amend sections 149, 266 and 274 of the Code of Civil Procedure.

An act to authorize the sheriff of Yadkin county to collect arrears of taxes.

An act to incorporate the Newton Female Academy.

An act to incorporate the Edenton and Norfolk Railroad.

An act to incorporate the People's Building and Loan Association of Raleigh.

Senate resolution in relation to a recent act of assembly relating to the settlement of estates.

Senate resolution requesting the committee of investigation to report to the Senate by the tenth of March or sooner.

An act to incorporate the Boydton and Ridgeway Turnpike Company.

An act for the relief of E. D. Davis.

An act to incorporate Carey Lodge, No. 189, Ancient York Masons, located at Carey, in the county of Wake.

An act to authorize the Williamston and Tarboro' Railroad Company to issue first mortgage bonds.

Resolution for the relief of Henderson & Ennis.

A resolution authorizing the Public Treasurer to obtain funds for the immediate use of the Asylum, the Penitentiary and other purposes.

An act in relation to the special tax money now in the treasury.

An act to create a turnpike road in Transylvania county.

A resolution allowing actual expenses to committee to investigate affairs of the Albemarle and Chesapeake Canal Company.

An act to incorporate the Edgecombe Masonic Building Association.

An act to punish persons for violating the town laws of Salem, N. C.

An act to enable the Wilmington, Charlotte and Rutherford Railroad Company to complete their road and to authorize the return of State bonds to the Treasury.

An act to incorporate the Louisburg Co-operative Land and Building Association.

An act to amend the charter of the town of Winston in the county of Forsyth.

An act to extend the limits of the city of Wilmington.

An act to authorize the transfer of county charities to the treasurers of counties.

An act to amend the charter of the town of Franklinton, N. C.

An act to amend the charter of the Louisburg branch of the Wilmington and Weldon Railroad.

An act to authorize an election in the town of Milton in the county of Caswell.

An act to incorporate the Policy Holder's Life and Tontine Assurance Company of the South.

Senate resolution in regard to the commissioners to investigate the affairs of certain railroad companies.

An act to authorize the Public Treasurer to pay the Attorney General such sums of money as may be required to conduct a suit against the Albemarle and Chesapeake Canal Company.

An act authorizing the formation of the Greensboro' Building and Loan Association in the county of Guilford.

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OFFICIAL REGISTER

FOR THE

YEAR 1870.

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OFFICIAL REGISTER FOR 1870.

STATE GOVERNMENT.

W. W. HOLDEN, .. Wake County, Governor,
TOD R. CALDWELL, Burke County, Lieut. Governor,
H. J. MENNINGER, Craven County, Secretary of State,
H. ADAMS, Davidson County, .. Auditor,
DAVID A. JENKINS, Gaston County, Treasurer,
CEBERN L. HARRIS, Rutherford County, Supt. of Public Works,
S. S. ASHLEY, New Hanover Co., Sup. of Pub. Instruct'n,
LEWIS P. OLDS, ... Wake County, Attorney General,
W. R. RICHARDSON, Wake County, ... Private Sec. to Gov.,
ABIEL W. FISHER, Bladen County, Adjutant General,
WM. C. KERR, Meckleburg Co., ... State Geologist,
HENRY D. COLEY, Wake County, State Librarian.

THE JUDICIARY.

SUPREME COURT.

NAMES.

RESIDENCES.

R. M. PEARSON, Chief Justice, Richmond Hill, Yadkin Co.,
E. G. READE, Associate Justice, Roxboro', Person County,
W. B. RODMAN, Ass'ate Justice, Washington, Beaufort County,

NAMES.	RESIDENCES
R. P. DICK, Associate Justice,	Greensboro', Guilford County,
T. SETTLE, Associate Justice,	Wentworth, Rockingham Co.,
SAMUEL F. PHILLIPS, Reporter,	Raleigh, Wake County,
WM. H. BAGLEY, Clerk,	.....Raleigh, Wake County,
DAVID A. WICKER, Marshal,	...Raleigh, Wake County.

SUPERIOR COURTS.

DISTRICT.	NAMES.	RESIDENCES.
1	CHARLES C. POOL,	.....Elizabeth City,
2	EDMOND W. JONES,	.....Plymouth,
3	C. R. THOMAS,	.....Newbern,
4	DANIEL L. RUSSELL,	.....Wilmington,
5	RALPH P. BUXTON,	.....Fayetteville,
6	SAMUEL W. WATTS,	.....Franklinton,
7	ALBION W. TOURGEE,	.....Greensboro',
8	JOHN M. CLOUD,	.....Rockford, Surry County,
9	GEO. W. LOGAN,	.....Rutherfordton,
10	ANDERSON MITCHELL,	.....Statesville,
11	JAMES L. HENRY,	.....Asheville,
12	RILEY H. CANNON,	.....Franklin, Macon County.

DISTRICT SOLICITORS.

1	J. W. ALBERTSON,	.....Hertford,
2	JOSEPH J. MARTIN,	.....Williamston,
3	JOHN V. SHERRARD,	.....Goldsboro',
4	JOHN A. RICHARDSON,	.....Elizabethtown,
5	NEILL MCKAY,	.....Lillington,
6	WILLIAM R. COX,	.....Raleigh,
7	J. R. BULLA,	.....Asheboro',

- 8 A. H. JOYCE, Danbury,
- 9 WM. P. BYNUM, Lincolnton,
- 10 W. P. CALDWELL, Statesville,
- 11 VIRGIL S. LUSK, Asheville,
- 12 R. L. HENRY, Franklin.

SENATE.

TOD R. CALDWELL, Lieut. Governor, President.

DIST.	COUNTIES.	NAMES OF SENATORS.	RESIDENCES.
1	Perquimans, Chowan, Pasquotank, { Currituck, Gates and Camden, {	Jos. W. Etheridge,	Roanoke Island, Currituck Co., N. C.
2	Martin, Washington and Tyrrell,	E. A. White,	Belvidere, Perquimans " "
3	Beaufort and Hyde,	F. G. Martindale,	Jamesville, Martin " "
4	Northampton	J. B. Respass,	Washington, Beaufort " "
5	Bertie and Hertford,	Wm. Barrow,	Jackson, Northampton " "
6	Halifax,	J. W. Beasley,	Colerain, Bertie " "
7	Edgecombe,	Henry Eppes,	Halifax, Halifax " "
8	Pitt,	N. B. Bellamy,	Tarboro', Edgecombe " "
9	Nash and Wilson,	W. A. Cherry,	Greenville, " "
10	Craven and Carteret,	Joshua Barnes,	Wilson, " "
11	Jones and Lenoir,	W. H. S. Sweet,	Newbern, Craven " "
12	Duplin and Onslow,	W. A. Moore,	Beaufort, Carteret " "
13	Brunswick and New Hanover,	D. D. Colgrove,	Trenton, Jones " "
14	Bladen and Columbus,	J. G. Scott,	Jacksonville, Onslow " "
15	Robeson,	E. Legg,	Smithville, Brunswick " "
		A. H. Galloway,	Wilmington, New Hanover " "
		A. J. Jones,	Whiteville, Columbus " "
		O. S. Hayes,	Shoe Heel, Robeson " "

16	Cumberland, Harnett and Sampson, {	J. S. Harrington,	Lillington, Harnett	County, N. C.
17	Johnston,	C. T. Murphy,	Clinton, Sampson	"
18	Greene and Wayne,	J. B. Cook,	Selma, Johnston	"
19	Franklin and Wake,	C. H. Brogden,	Goldsboro', Wayne	"
20	Warren,	P. B. Hawkins,	Louisburg, Franklin	"
21	Granville and Person, {	W. D. Jones,	Forestville, Wake	"
22	Orange,	J. A. Hyman,	Warrenton, Warren	"
23	Chatham,	R. W. Lassiter,	Oxford, Granville	"
24	Caswell,	C. S. Winstead,	Roxboro', Person	"
25	Rockingham,	J. W. Graham,	Hillsboro', Orange	"
26	Alamance and Guilford, {	Silas Burns,	Haywood, Chatham	"
27	Randolph and Montgomery,	(Vacant.)		
28	Moore and Richmond,	J. M. Lindsay,	Madison, Rockingham	"
29	Anson and Union,	T. M. Shoffner,	Hartshorn, Alamance	"
30	Mecklenburg,	G. W. Welker,	Shaw's Mills, Guilford	"
31	Cabarrus and Stanly,	J. H. Davis,	Sanders' Hill, Montgomery	"
32	Davie and Rowan,	W. R. Richardson,	Carthage, Moore	"
33	Davidson,	P. T. Beeman,	Wadesboro', Anson	"
34	Forsyth and Stokes,	Ham, C. Jones,	Charlotte, Mecklenburg	"
35	Surry and Yadkin,	C. Melchor,	Concord, Cabarrus	"
36	Alexander and Iredell,	W. M. Robbins,	Salisbury, Rowan	"
37	Catawba, Gaston and Lincoln,	P. A. Long,	Lexington, Davidson	"
		P. A. Wilson,	Salem, Forsyth	"
		Samuel Forkner,	Monnt Airy, Surry	"
		J. H. McLaughlin,	Statesville, Iredell	"
		L. A. Mason,	Dallas, Gaston	"

SENATE.—Continued.

DIST.	COUNTIES.	NAMES OF SENATORS.	RESIDENCES.
38	Cleveland, Polk and Rutherford,	J. B. Eaves,	Rutherfordton, Rutherford
39	Alleghany, Ashe and Wilkes,	S. P. Smith,	Wilkesboro', Wilkes
40	Buncombe, Henderson & Tr'ns'l'v'nia,	James Blythe,	Hendersonville, Henderson
41	Burke, Caldwell and Watauga,	R. S. Beall,	Lenoir, Caldwell
42	Madison, Mitch'll, M'Dow'll & Y'nc'y,	W. M. Moore,	Burnsville, Yancey
43	Clay, Cherokee, Haywood, Jackson { and Macon, }	W. L. Love,	Franklin, Macon

LIST OF COMMISSIONERS OF AFFIDAVITS.

*List of Commissioners of Affidavits in the several States and Territories and in the District of Columbia, for the State of North Carolina, appointed since *July 4th, 1868, together with residence, dates of commission, and qualification of each.*

STATE OR TERRITORY.	NAME.	RESIDENCE.	DATE OF APPOINTMENT.	DATE OF QUALIFICATION.
California,	N. Proctor Smith,	San Francisco,	June 1, 1869,	November 19, 1869.
"	Frank V. Seudder,	"	August 25, "	" 19, "
Connecticut,	Julius Twiss,	New Haven,	May 23, 1870,	May 18, 1870.
District of Columbia,	Jos. T. K. Blant,	Washington,	August 4, 1869,	November 10, 1869.
"	M. Wallingsford,	"	February 23, 1870,	March 4, 1870,
Georgia,	Frank H. Miller,	Augusta,	June 1, "	November 12, 1869,
"	Allen Fort,	Americus,	May 7, "	" 13, "
Illinois,	John B. Hicks,	Metropolis,	March 10, "	April 2, "
"	Simeon W. King,	Chicago,	June 1, "	June 23, "
"	Phillip A. Hoyne,	"	June 1, "	November 15, "
Louisiana,	James Graham,	New Orleans,	June 1, "	" 15, "
"	Edward Barnett,	"	"	" 30, "
Maine,	James O. Donnell,	Portland,	" 1, "	June 19, "

LIST OF COMMISSIONERS OF AFFIDAVITS—(Continued.)

STATE OR TERRITORY.	NAME.	RESIDENCE.	DATE OF APPOINTMENT.	DATE OF QUALIFICATION.
Maryland,	Herman L. Emmons,	Baltimore,	June, 1, 1870,	July 6, 1869,
"	W. M. Lattimer,	"	May 19, "	May 24, "
"	Geo. Philpot,	"	June 1, "	December 14, "
Massachusetts,	H. R. Dulaney,	Boston,	" 1, "	" 27, "
"	Chas. B. F. Adams,	"	June 1, "	July 14, "
"	James B. Bell,	"	" 1, "	" 22, "
Missouri,	Samuel Jennison,	"	May 13, 1870,	May 21, 1870,
Mississippi,	Theodore Papin,	St. Louis,	June 1, 1869,	July 3, 1869,
Minnesota,	E. W. Upshaw,	Holly Springs,	January 1, 1870,	February 7, 1870,
North Carolina,	Cyrus Aldrich,	Minneapolis,	March 31, "	"
New Jersey,	Charles Hibbard,	Newbern,	May 7, 1869,	April 7, 1870,
New York,	Garrett B. Adrain,	New Brunswick,	"	April 27, 1869,
"	Nathaniel Gill,	New York City,	June 1, "	August 20, "
"	Charles H. Hatch,	"	"	February 16, "
"	W. E. Orsborn,	Brooklyn,	April 16, "	April 19, "
"	Horace Andrews,	New York City,	May 20, "	May 26, "
"	Moses B. Maclay,	"	June 1, "	June 29, "
"	David McAdams,	"	" 1, "	July 16, "
"	James M. Slevin,	"	August 18, "	September 13, "
"	Michael Jacobs,	"	April 6, "	May 15, "

New York,	Henry C. Banks,	New York City,			June 10, 1869,
"	A. C. Anderson,	"	"		November 16, "
"	G. W. Colles,	"	"	May 20, 1869,	" 11, "
"	Joseph B. Nones,	"	"	" 20, "	" 14, "
"	Louis Hurst,	"	"	June 14, "	December 7, "
"	Alex. Ostrander,	"	"	May 20, "	November 11, "
"	Charles I. Bushnel,	"	"	June 1, "	December 27, "
"	Sigismund Lasar,	"	"	" 1, "	" 27, "
"	Sylvester Lay,	"	"		November 25, "
New York,	John Bizzel,	New York City,	June 5, 1869,		November 12, 1869,
"	Fred. R. Anderson,	"	" 15, "		" 12, "
"	Rufus K. M. Hay,	"			October 10, 1868,
"	Edwin F. Corey, sr.,	"	September 1, 1869,		June 4, 1870,
"	Daniel P. Bible,	"	April 1, 1870,		April 2, "
"	Edwin F. Corey,	"	September 1, 1869,		June 4, "
"	Arthur W. Knapp,	"	February 22, 1870,		February 23, "
Ohio,	James Wade, jr.,	Cleveland,			November 11, 1869,
"	J. B. Conklin,	Cincinnati,	April 10, 1869,		December 16, "
"	A. H. McGuffy,	"	June 1, "		November 12, "
"	Samuel S. Carpenter,	"	" 1, "		December 27, "
Pennsylvania,	Samuel E. Crawford,	Philadelphia,	October 28, 1868,		May 6, 1870,
"	Kinley J. Turner,	"	June 1, 1869,		June 10, "
"	Joshua Sperring,	"	" 1, "		" 18, "
"	Charles Chauncey,	"	" 1, "		" 2, "
"	Edward Shippin,	"	" 1, "		July 1, "
"	Theo. D. Rand.	"	May 20, "		September 1, "
"	Samuel S. Taylor,	"	" 20, "		December 14, "
					November 11, "

LIST OF COMMISSIONERS OF AFFIDAVITS—(Continued.)

STATE OR TERRITORY.	NAME.	RESIDENCE.	DATE OF APPOINTMENT.	DATE OF QUALIFICATION.
Pennsylvania,	John McLaren,	Pittsburg,	June 1,	" 19,
"	F. Herbert Janvier,	Philadelphia,	January 6, 1870,	" January 10, 1870,
"	Henry Phillips, jr.,	"	May 20,	December 6, 1869,
"	G. W. Barton,	"	March 5,	May 25, 1870,
"	Samuel B. Huey,	"	April 25,	March 21, 1870,
"	Joseph Frankish,	"	June 1, 1869,	April 23, "
South Carolina,	V. J. Tobias,	Charleston,	February 23, 1870,	November 13, 1069,
"	Thomas Frost,	"	October 28, 1868,	May 15, 1870,
Tennessee,	Henry P. Woodard.	Memphis,	August 25, 1869,	January 27, 1869,
"	James E. Temple,	"	" 25,	November 13, "
"	John O. Reeves,	Summerville,	November 12,	December 30, "
"	Hunsdon Carey,	Memphis,	June 1,	November 6, "
Texas,	R. D. Johnson,	Galveston Co'ty,	May 20,	17, "
Virginia,	S. B. Ginn,	Norfolk,	May 20,	January 5, 1869,
"	Alex. Donnan,	Petersburg,	" 20,	May 26, "
"	John R. Kilby,	Suffolk,	September 10,	" 20, "
"	Warren G. Elliot,	Norfolk,	May 20,	September 20, "
"	Frank A. Wilcox,	"	" 3,	November 16, "
"	T. R. Borland,	"	June 22,	May 5, "
"	Gilbert Elliott,	"	"	November 13, "

Virginia,	Thos. W. Upsher,	Richmond,	September 1, 1869,	November 11, 1869.
"	E. R. Hunter,	Co'ty of Norfolk	August 28, "	December 14, "
"	E. M. Garrett,	Richmond,	June 1, "	November 10, "
	W. B. Martin,	Norfolk,		October 21, 1868.

STATE OF NORTH CAROLINA,
DEPARTMENT OF STATE,
Raleigh, June 10th, 1870.

I, HENRY J. MENNINGER, Secretary of the State of North Carolina, hereby certify that the foregoing contains a true list of the appointments of Commissioners of Affidavits and Probate of Deeds, with the dates of their qualification and places of residence, as recorded in this office.

H. J. MENNINGER,
Secretary of State.

* All appointments previous to July 4th, 1868, revoked by his Excellency Gov. W. W. Holden.

